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NOTES ON ROLL 15

The three volumes reproduced on this roll have the following backstrip titles: (1) "Minutes / Supreme Court / U. S. / 44 / Nov. 15, 1882 / to / April 20, 1883"; (2) "Minutes / Supreme Court / U. S. / 45 / April 23, 1883 / to / January 8, 1884"; and (3) "Minutes / Supreme Court / U. S. / 46 / January 9, 1884 / to / October 27, 1884." They contain the minutes of the Supreme Court of the United States from November 15, 1882, to October 27, 1884.

The first volume contains the minutes of the Court from November 15, 1882, to April 20, 1883; the second, from April 23, 1883, to January 8, 1884; and the third, from January 9 to October 27, 1884.

VOLUME

44

Wednesday, November 15th 1882.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite	Chief Justice
Samuel F. Miller	
Stephen J. Field	
Joseph P. Bradley	Associate
William B. Woods	Justices
Stanley Matthews	
Horace Gray	
Samuel Blatchford	
John G. Nicolay, Esquire	Marshal
James H. McKenney,	Clerk

Proclamation being made the Court is opened

17	The City of New Orleans vs. The New Orleans Mobile and Texas Railroad Co.	Appellant

The argument of the motions to dismiss and for leave to the Board of Liquidation of the City Debt to prosecute the appeal in the name and stead of the City of New Orleans was continued by Mr. R. J. Merrick, in oppo-

sition to the motion to dismiss and in support of the motion for leave to The Board of Liquidation of the City Debt to prosecute appeal, and concluded by Mr. T. L. Bayne, in support of the motion to dismiss.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday, November 16th 1882.

Pursuant to adjournment the Court met today at the Capitol.

Present.

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley Associate
William B. Woods Justices
Stanley Matthews
Horace Gray
Samuel Blatchford
John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Henry M. Campbell, it is ordered that H. A. Munroe, Esquire, of Boston, State of Massachusetts, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Spencer Glover Abert it is

ordered that John H Hanner Esquire of Washington, District of Columbia, be admitted to practice as an attorney & counsellor of this Court and he was sworn accordingly

83. Arthur R. Richardson vs. Benjamin C. Hardwick, Appellant. This cause was argued by Mr. DeWitt C. Holbrook, of counsel for the appellant, and by Mr. Henry McCampbell, of counsel for the appellee.

84. Sarah A. Clayton et al vs. Sarah A. Clayton, widow &c. Pffs. in Error. On motion of Mr. A M Keller of counsel for the plaintiffs in error, Ordered that this cause be, and the same is hereby, passed with leave to submit same on printed arguments within the time prescribed by the 20th rule

85. John A. Nichols et al vs. Henry S. Clark, Admr. &c. Pffs. in Error. This cause was submitted to the consideration

of the Court on the record and printed argument by Mr R. P. Lowe, of counsel for the defendant in error, No counsel appearing for the plaintiffs in error.

Jacob Trohmer, John Barta, Joseph K. Toole, Edwin W. Toole and John A. Johnston Pffs in Error	In Error to the Supreme Court of the Territory of Montana
86. vs.	
Michael A. Meyendorff, Daniel A. Meyendorff & Julius Horst	

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of Montana, and the plaintiffs in error having been three times solemnly called by the Marshal to come into Court and prosecute their writ of error and failing to appear - It is, thereupon, in pursuance of the 16th rule of this Court, and on the motion of Mr. M. H. Morris, of Counsel for the defendants in error, now here ordered and adjudged by this Court that this cause be, and the same is hereby, dismissed with costs;

Thursday January 6th 1916

Ordered that this cause be and the same is hereby remanded to the said Supreme Court to be proceeded in accordance to law

per Hill Chief Justice Brown

Lucinda K. Anderson et al
vs. Appts in Error
The Board of County Commissioners of Jefferson County Montana

Error to the next term

Anna S. Clarkson et al
vs. Appts in Error
Martin J. Stevens et al

Submitted on argument of this cause was commenced by Mr. Walker (Clarkson) of counsel for the plaintiffs in error and continued by Mr. Jos. Nihell of counsel for the defendants in error, and by Messrs. Sanders & Stevens of counsel for the plaintiffs in error

Argument being concluded the Court ordered that further consideration of this cause

Pursuant to adjournment the Court met
to-day at the Capitol.

Present

The Honorable Harrison C. Hunter, Chief Justice
James T. Miller
Stephen J. Field
Joseph C. Bradley
John M. Harlan Associate
William P. Woods Justices
Morrison Waite
Nathan Clifford
Samuel F. Miller

John T. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation having been made the Court is opened

On motion first made to the Court on this day by Mr. L. S. Dixon it is ordered that Samuel Hastings, Junior, Esquire, of Green Bay, State of Wisconsin, be admitted to practice as an attorney and counsellor of this Court and he was accordingly

C. K. Light
vs
C. Bateman

Wm. John H. Hannon
of Counsel for the
Defendant in error
hereby files in
open Court the following certificate, to wit:

"In the Supreme Court of the
Territory of Arizona

C. Bateman
Plaintiff & Respondent
vs.
C. K. Light
Defendant & Appellant

Supreme Court
Territory of Arizona } ss.

I, William Hickerson,
Clerk of the Supreme Court of the Territory
of Arizona, do hereby certify that judg-
ment affirming the judgment of the
District Court of the First Judicial District
of Arizona Territory in and for Pima
County in favor of C. Bateman, plain-
tiff and respondent and against C. K.
Light, defendant and appellant, for the
sum of $1152.00 besides interest and

copy, was rendered in said by said
Supreme Court of Arizona Territory on
the 12th day of April 1881

And I do further certify that a writ
of error was duly sued out and allowed
in said cause to the Supreme Court of
the United States from said judgement
& affirmance of said Supreme Court
of Arizona Territory on the 23rd day of
April A.D. 1881.

And I further certify that no further
proceedings have been taken herein, and
that no transcript has been prepared
by me, and none has been ordered by
either party to said action.

In witness whereof I have hereto
set my hand and affixed the
Seal of said Supreme Court
of Arizona Territory this 9th day
of June A.D. 1882.

William Wilkerson
Clerk

And thereafter to wit that the plaintiff in
error had altogether failed to file the
record of said cause in this Court a

in any way be prevented and that the
said Court, in pursuance of
the Statutes, be heard. The said petition in
this cause read and considered, & counsel
thereon heard. It is therefore ordered
and adjudged by this Court that the said
petition in this cause to the Supreme Court
of the Province of Ontario be and the
same is hereby rejected and dismissed
with costs; And that this cause be and
the same is hereby remanded to the said Supreme
Court to be proceeded in according to law
and justice.

per Mr Chief Justice Ritchie

	Thomas Clarkson et al		The argument
			of this cause
v.			was resumed
	Alexander Forbes et al		in this term
			& after hearing counsel for the plaintiffs in error.

	The United States		This cause
			was argued
v.			by Mr Attorney
	Jerome B. Rand		General

[illegible] Mason, of counsel for the appellant, and submitted on printed argument by Mr. A. G. Paine, of counsel for the appellee.

The Merchants & Manufacturers Bank of Pittsburgh et al. vs. Appellants. Jesse L. Slagle and Reuben Miller, Trustees, &c.

The argument of this cause was commenced by Mr. J. F. Slagle, of counsel for the appellants, continued by Mr. Mathews for the appellees, and concluded by Mr. Jesse L. Slagle, of counsel for the appellants.

Elijah Smith, Executor of Lindsay & Patterson, vs. Pittsburgh & Cincinnati Railway Company. vs. Appellant. The Trustees of Lemuel Patterson, &c. of Pittsburgh

Appeal from the Circuit Court of the United States for the Western District of Pennsylvania.

This cause came on to be heard on the

transcript of the record from the Circuit Court of the United States for the Western district of Missouri and on the motion of Mr. Geyer for the appellant on file, It is now here ordered adjudged and decreed by this Court that this appeal be and the same is hereby, dismissed with costs.

per Mr Chief Justice Taney

L. F. Hodges & James M. Smith
vs.
E. Bigelow

(17.)

The argument of this cause was commenced by Mr. L. S. Dixon, of counsel for the plaintiffs in error, and continued by Mr. A. Mc. Finch, of counsel for the defendants in error.

Ordered by the Court that the further argument of this cause be continued until Monday next at twelve o'clock.

Monday, December 20th

Pursuant to adjournment, the Court met today at the Capitol.

Present: Thomas Burnet, Chief Justice
Samuel A. Wells
Stephen P. Nash
Joseph R. Reading
John McNamar, Associate
William B. Scott
Stanley Matthews
Horace Gray, Jr.
Samuel Shellabarger

John F. Meredith, Esquire, Marshal
James A. McKenney, Esquire, Clerk

Proclamation having been made, the Court is opened.

On motion first made to the Court in this behalf by Mr. J. M. Comer, it is ordered that Marcus Barclay, Esquire, of Washington C.H. State of Ohio, be admitted to practice as an attorney and counsellor of this Court and he was duly sworn accordingly.

On motion first made to the Court in

This cause coming on to be heard by Mr. R. S. Manning of counsel for the appellants and by Mr. John S. Miller of counsel for the appellees, and thereupon it is ordered that John S. Miller Esquire, of Chicago in the State of Illinois, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

Stewart H. Mitchell & John Ewing Esq. & Lauerwein & Co & Isaac vs. The Logansport Crawfordsville & Southwestern Railway Company, The Farmers Loan & Trust Company et al.

Appeal from the Circuit Court of the United States for the District of Indiana.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Indiana and was argued by counsel. On consideration whereof it is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby affirmed with costs.

By Mr. Justice Nelson

The Standard Oil Company
vs. Standard Oil Co.
et al. } Writ of Error.
Error to U. S. Circ. Court

The Circuit Court of the United States for the Eastern District of Michigan, and was argued by counsel. On consideration whereof, It is now hereby ordered and adjudged by this Court, that the judgment of the said Circuit Court in this cause be, and the same is hereby reversed with costs and interest until paid, at the same rate as is allowed on similar judgments here in the Courts of this State of Michigan

Per Mr. Justice Matthews

The United States
vs. Standard Oil Co.
et al. } In Error to the Circuit Court of the United States for the Southern District of New York.
Petition for writ of Error and Supersedeas
with bond & order thereon filed May 23.
Petition for Error to the City of New York

In Error to the Circuit Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and was argued by counsel. On consideration whereof, it is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby affirmed.

per Mr. Justice Woods.

[illegible]

[illegible] Appellant,
vs.
[illegible]

Appeal from the Circuit Court of the United States for the [illegible]

[illegible]

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the [illegible] and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court, that the decree of the said Circuit Court, in this cause, be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby remanded to the said Circuit Court for further proceedings to be had therein in conformity with the opinion of this Court.

per Mr. Justice Miller.

Mr. Justice [illegible] took no part in the decision of this cause.

Alexander Brown &c
Francis P. Brown
vs. Appeal from
William Jennison, Ad-
ministrator of Moses Wilson
deceased

In Error to
the Circuit
Court of the
United States
for the District
of Michigan

This cause came on to be heard on the
transcript of the record from the Circuit
Court of the United States for the District
of Michigan and was argued by
counsel. On consideration whereof it
is now here ordered and adjudged by this
Court that the order of the Circuit Court in this
cause dismissing the bill of complaint
in the Circuit Court for the County of
Wayne in Michigan, from which this cause
was removed by appeal to this Court
be and the same is hereby affirmed with costs.

Per Curiam

John C. Sheldon
vs. Appeal from
Henry S. Clark, Admin-
istrator of Lyman Wilson
deceased

In Error to
the Supreme
Court of the
State of
Michigan

Vacated and set a... 30 Apr 1883

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of Montana and was argued by counsel. On consideration whereof, It is now ordered and adjudged by this Court, that the decree of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs and ten percent damages on the amount found due below, and that the appellees herein pay to the appellants herein the costs of this appeal to be taxed and allowed by the Clerk of this Court.

per Mr Justice Field

[illegible] Appellants
vs. Appeal from the
[illegible] Supreme Court
of the Territory
of Montana

This cause came on to be heard on the transcript of the record from the Supreme Court of Montana, and was argued by counsel. On consideration whereof, It is now ordered and adjudged by this

Court. That the judgment of the said Court
aforesaid in this cause be, and the same
is hereby, affirmed.

per Mr. Chief Justice Waite

Henry V. Brown
vs. Plff. in Error
The State of Colorado.

In Error to the
Supreme Court
of the State of
Colorado

This cause came on to be heard on the
transcript of the record from the Supreme
Court of the State of Colorado, and on the
motion to dismiss which was argued by
counsel. On consideration whereof, It
is now here ordered and adjudged
by this Court, That the writ of error
in this cause, be, and the same is
hereby, dismissed for the want of ju-
risdiction.

per Mr. Chief Justice Waite

The City of New Orleans.
vs. Appellant.
The New Orleans Mobile
and Texas Railroad Co.

On consideration
of the motion
to dismiss the
appeal

ier leave to the Board of Liquidation of the City Debt to prosecute the appeal in the name of the City of New Orleans, It is ordered that the cause and pending motions be and the same are hereby, continued over the next terme and that the petition be then dismissed in accordance with the stipulation of the parties the Board of Liquidation being and proceeding without unnecessary delay to the commencement of such further proceedings as to it may seem appropriate

Present His Honor Chief Justice Wait

Charles F. Kuhn
vs. Petition for
Dr. Pole of Missouri

On consideration of the motion to dismiss this cause and of the argument of counsel thereupon had as well in support of as against the same. It is ordered that said motion be and the same is hereby, denied.

Present His Honor Chief Justice Wait

Monday November 26th 1888 continued

Albert Swan
vs. Appellant
The Phoenix Mutual
Life Insurance Co.

The motion to dismiss this cause was submitted to the consideration of the Court on printed arguments by Mr. R. J. Merrick and H. F. Watkins, in support of the same and by Mr. W. A. Maury, in opposition thereto.

1086

Mary E. Myers et al
vs. Pltffs in Error.
Fenton's Executrix

Mr. J. F. Phillips appeared for the defendants in error and suggested the death of Ann Swann, one of the defendants in error in this cause, and moved the Court for leave to enter the appearance of James Swann, John Swann, Frances Swann, F. J. Swann Jr., an infant by his guardian James Swann, Francis Howard, Ellen Haigh wife of Charles Haigh, heirs at law of Ann Swann, deceased as parties defendants in error in this cause. Whereupon it is ordered that James Swann, John Swann, Frances Swann, F. J. Swann

2-22

a minor by his guardian Susanna Francis Moore, and Alice Haigh wife of Edward Haigh heirs at law of Ann Susanna, deceased, as aforesaid, became by the death aforesaid and were thereby defendants to error in this cause.

	Wm K. Reynolds et al	On motion of
vs.	vs. Appellants	Wm William
	Wm K. Vanderbilt et al	A. Maury, in
	vs	behalf of Coun-
	Wm K. Vanderbilt et al	sel, leave is
35.	vs. Appellants	hereby granted
	Wm F. Reynolds et al	the Clerk to
		issue the
		Mandate in this cause.

	John A. Coughlin, Admr.	On motion
	vs.	of Wm. Regi-
C.	Wm. Tiffe in Error	nald Endall
	The District of Columbia	of counsel

for the plaintiff in error, leave is hereby granted the Clerk to issue the Mandate in this cause.

1163. Richard K. Cain et ux
Laura K. Cain
vs. Piffs. in Error.
The Galveston, Harrisburg and San Antonio
Railroad Company.

Mr. John H. C. Brooks, of counsel for the defendant in error, having filed in open Court the following Certificate, to wit:

"In the District Court of the United States
For the Western District of Texas.

At San Antonio

Richard K. Cains and
Laura K. Cains
No. 12. vs.
The Galveston, Harrisburg
& San Antonio Rail Road Co.

} Suit in said U.S. Circuit Court

I, F. L. Scott, Clerk of the District Court of the United States for the Western District of Texas at San Antonio do hereby certify that on the 21st day of March A.D. 1863 Richard K. Cain and Laura K. Cain plaintiffs in the above entitled cause recovered a judgment against the Galveston Harrisburg & San Antonio Rail Road Company for the sum

Court for the costs and costs of suit.

And I do further certify that the said Plaintiffs duly sued out a writ of Error in said cause which said writ of Error was returned to said District Court.

In testimony whereof I have hereunto set my hand and affix the seal of said District Court at San Antonio, Texas, this 7th day of October A.D.

(Seal)

T. Read
Clerk U.S. Dist. Court W.D.T.
By N. C. Robards
Dep. Clerk

And having said that the Plaintiffs in error had elected prior to the record of said cause in this Court or in any way to prosecute said writ of error, moved the Court in pursuance of the premises to have the writ of error dismissed and dismissed. In consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause to the District Court of the United States for the Western District

of Texas, be and the same is hereby declared and dismissed with costs; And that this cause be and the same is hereby remanded to the said District Court to be proceeded in according to law and justice.

per Mr. Chief Justice Marshall

12. L. F. Neelas &c. vs. Pitts. in Error. N. Easton &c. vs. A. E. Bigelow

The argument of this cause was continued by Mr. N. McEnch, of counsel for the defendants in error and concluded by Mr. J. Stevens, of counsel for the plaintiffs in error.

73. Peter H. Hockin, Sheriff &c. vs. Pltf. in Error. The Kirby Carpenter & Co.

The argument of this cause was commenced by D. Hastings, Jr. of counsel for the plaintiff in error.

And on motion the Court is adjourned until tomorrow at twelve o'clock.

Tuesday November 21st 1882

Pursuant to adjournment the Court met
today at the Capitol

Present.

The Honorable Morrison R. Waite Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray Jr.
Samuel Blatchford
John F. Nicolay Esquire Marshal
James H. McKenney Esq Clerk

Proclamation being made the Court is opened

On motion duly made by the Solicitor
this day by Hon. Assistant Attorney
General Henry it is ordered that Arthur
H. Russell Esquire of Chicago, State
of Illinois, be admitted to practice as
an attorney and counsellor of this Court
and he was sworn accordingly

Charles H. Holden and James Ford as the firm of Holden and Ford vs. Wm Weaver, Daniel Smith.

Motion to dismiss Appeal from Supreme Court District of Columbia

This cause came on to be heard on the transcript of the record from the Supreme Court of the District of Columbia and on the motion to dismiss, which was argued by counsel. On consideration whereof it is ordered by this Court that the said appeal be and the same is hereby dismissed with costs.

per Mr. Chief Justice Waite

Samuel McClure & P. Bacon, Appellants vs. Henry C. Cox, James L. Pike, Charles H. Holden, James Ford, Peter H. McPherson & Jesse B. Wilson, Trustees, George E. Corbin, Jane A. Cox.

Mr. Joseph H. Bradley as counsel for the appellees, moves to dismiss appeal from Court of Appeals of District of Columbia

Ordered

Citation Service Co. 952 Columbia

In the Supreme Court of the District of Columbia

James Wm. Ellis D. Lucas, Complts.

vs.

Wm. Geo. James Ellis Lucas
E. Holden, James Ford,
Wm. H. H. Dixon, } Trustees.
Wm. S. Wilson,
Thomas E. Cox, } Defendants bill.
Jane P. Cox } Defts

No. 9515.

I, Robert J. Meigs, Clerk of the Supreme Court of the District of Columbia, hereby certify that the foregoing is a true copy of the order of the said Supreme Court of the District of Columbia, pronounced in this cause, on the 23rd day of May, 1882, dismissing the bill, the complainants prayed an appeal to the Supreme Court of the United States which appeal was allowed by the said Supreme Court of the District of Columbia, and duly made of record in said cause.

Witness my hand and
(Seal) the seal of said Court

November Term 1882.

A. Wigs. Clerk.

and having stated that the appellants had altogether failed to file the record of said cause in this Court as in any way to perfect said appeal moved the Court in pursuance of the rules to have this appeal docketed and dismissed. On consideration whereof. It is now hereordered adjudged and decreed in this Court that this appeal from the Supreme Court of the District of Columbia be and the same is hereby docketed and dismissed with costs. And that this cause be, and the same is hereby remanded to the said Supreme Court to be proceeded in according to law and justice.

per Mr. Chief Justice Waite.

No. The United States vs. Appellant. James McKeever. On motion of Mr. S.F. Phillips of counsel for the appellee

is hereby granted the Clerk to issue the mandate in this cause.

Peter H. Peebles, Sheriff &c. vs. Jeff in Error. The Washington Co.

The argument of this cause was continued by Mr. Samuel D. Hastings Jr. of counsel for the plaintiff in Error, and by Mr. L. S. Dixon of counsel for the defendant in error, and concluded by Mr. Samuel D. Hastings Jr. of counsel for the plaintiff in error.

Peter Peebles Sheriff &c. vs. Jeff in Error. The United States

This cause was argued by Samuel D. Hastings Jr. of counsel for the plaintiff in error, and by the Assistant Attorney General Mason of counsel for the defendant in error.

Harriet L. Mix vs. Appleyard Thomas Walker & A Frost

Ordered by the Court that this cause be, and the same is hereby continued under the rule of term.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Robert A. Phillips		Appeal from the
vs.	Appellant	Supreme Court of
William Dunnington		the District of
		Columbia

This cause came on to be heard on the transcript of the record from the Supreme Court of the District of Columbia, and on the motion of Mr. H. Hillaughy, of counsel for the appellant. It is now here ordered adjudged and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Waite

Rivers Pink. U.S. Marshal		This cause was
vs.	Appellant	argued by
Thomas O'Neill		Mr. Assistant
		Attorney General

Maury, of counsel for the appellant.
No counsel appearing for the appellee.

The United States		These causes were
vs. Pltff. in Error		argued by Mr.
The Sheriff of the		Assistant Attorney
City		General Maury.

Wednesday, November 23rd 1853 Continued

78. | John Jones et al vs. Peter Pitts, in Error. The United States

Argument on the part of the United States and by Mr. George E. Harris on behalf of the Defendants in Error

79. | Lucy C. Hagler Executrix &c. vs. Appellants. Cochran Sampson.

The argument of this cause was commenced by Mr. Arthur H. Shirtell, of counsel for the appellants and continued by Mr. John S. Gallatin of counsel for the appellee

Argument being made the Court is adjourned until Tomorrow at twelve O'Clock

Thursday, November 23d 18[illegible]

Pursuant to adjournment the Court met at the Capitol

Present

[illegible] Chief Justice
[illegible]
Stephen J. Field,
Joseph P. Bradley,
John M. Harlan
William S. Woods
[illegible]
Horace Gray
Samuel Blatchford
[illegible] Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court on this behalf by Mr. John S. Miller, it is ordered that Lucius Lyon Esquire of Boston State of Massachusetts, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly

Thursday December 22nd 1859 continued

On motion first made to the Court on his behalf by Mr. C. J. Hanford it is ordered that William A. Phillips, Esquire of Topeka, State of Kansas, and Edward J. Wells, Esquire of Denver, State of Colorado, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court on the behalf of Mr. Emmet Pennypacker it is ordered that Emmet E. Prussing Esquire of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Lucas D. Pringle Appellant
vs.
Woodbine Cheever

Appeal from the Circuit Court for the District of Iowa.

This cause was argued by Mr. John S. Miller and Mr. Lawrence Rountree of counsel for the appellant and concluded by Mr. E. S. Isham of counsel for the appellant.

100 Benjamin F. Thomas vs. Appellant William A. Gardner

Appeal from the Circuit Court of the United States in and for the District of Massachusetts

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Massachusetts, and it appearing to this Court from the stipulation of the parties that the matters in controversy in this cause have been agreed and settled between the parties. It is now here ordered, adjudged and decreed by this Court that the appeal herein and the same is hereby dismissed with costs.

per Mr. Chief Justice Waite

101 The Atlantic Works vs. Appellant Edwin L. Brady

Edwin L. Brady vs. Appellant The Atlantic Works

Ordered by the Court that these cases be and the same are hereby dismissed pursuant to provisions of Section 1, Rule 16

103. The United States
vs. Pltff. in Error.
John A. Knowlton et al.
Def.

These causes were argued by Mr. Solicitor General Phillips, of counsel for the plaintiff in error, - No counsel appearing for the defendants in error.

104. Thomas Russell Coffin &c.
vs. Pltff. in Error.
Robert D. Hilliam et al.

This cause was argued by Mr. Solicitor General Phillips, of counsel for the plaintiff in error and submitted on printed argument by Mr. Charles Theodore Woodbury, of counsel for the defendants in error

106. Joshua A. Piza et al.
vs. Pltff. in Error.
Ole A. Indseth

The argument of this cause was commenced by Mr. E. Haverman of counsel for the plaintiff in error.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Friday, November 9th 1883

Pursuant to adjournment the Court met
today at the Capitol.

Present

The Honorable Morrison R. Waite Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray
Samuel Blatchford
A. Loveday Esquire Marshal
James H. McKenney Clerk

Proclamation being made the Court is opened

On motion first made to the Court on
this behalf by Wm. Robert N. Ely it
is ordered that Francis Simms Lloyd
Esquire of Chicago, State of Illinois,
be admitted to practice as an attorney and
counsellor of this Court and that his name
accordingly

Tuesday, December 4th 1866 continued.

107 The State of Georgia
vs. Appellant.
Morris M. Wilson
Jerman Speer &c &c

On motion of Hill
Esqr counsel for
appellant, leave is
given granted to the
counsel to be heard on behalf of the appellant
on the argument of this cause.

106 Joshua H. Bennett
vs. Pitts. Wilson
Wm C. Howard

On motion of
this cause was
continued by Mr.
C. E. Hamilton
of counsel for plaintiffs in error
& Mr. C. D. Palmer, of counsel for the
defendant in error, and ordered by
Mr. C. E. Hamilton, of counsel for the
plaintiffs in error

Further hearing upon the Court is re-
ferred under Amendment of Rule 6

Honolulu, November 24th 1852.

Pursuant to adjournment the Court met
and opened at the Hospital

Present

His Honor Samuel C. Allen Chief Justice

Samuel G. Walker
Stephen L. Frear
Joseph K. P. Bunting
John W. Kanae } Associate
William R. Woods } Justices
Lorin Matthews
Henry Gray (2nd)
Samuel Rickford

John S. Sullivan Esquire Marshal
James K. W. Kinney, Clerk

Proclamation being made the Court is opened

On motion just made to the Court
in this behalf by Wm. Lee Lee Edmunds, it is ordered that Andrew
J. Ogden, Esquire, of La Porte, State of
Indiana, be admitted to practice as an
attorney and counsellor of this Court
and he was sworn accordingly

Monday January 6th 1868

On motion first made to the Court on his behalf by Mr. Solicitor General Phillips it is ordered that J. H. Reed Esquire of Lancaster City of Pennsylvania be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court on this behalf by Mr. N. K. Smith it is ordered that J. M. Beals, Esquire of East St. Louis, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to this Court on this behalf by Mr. Nathaniel Wilson it is ordered that Albert Pack Esquire of Newton Iowa, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Reuben Edwards
vs. Appellant.
The Gilbert & Barker Manufacturing Co. John F. Carter & Charles A. Gilbert

Appeal from the Circuit Court of the United States for the District

District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and was argued by counsel. On consideration whereof, it is now here ordered, adjudged and decreed by this Court, that the decree of the said Circuit Court in this cause, be and the same is hereby, reversed with costs; And that this cause be, and the same is hereby remanded to the said Circuit Court with instructions to enter a decree for the Appellant for an account and an injunction as prayed in the bill with costs, and to take such further proceedings therein as shall be in conformity with law and with the opinion of this Court.

per Mr Justice Blatchford

Frederic Clough
vs. Appellant
Shefferd & Oscar
Manufacturing Co

Appeal from the Circuit Court of the United States for the Southern District of New York

Monday, November 29th 1853. Decree

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby affirmed with costs and interest, until paid at the same rate per annum that decrees bear in the Courts of the State of New York.

per Mr. Justice Clifford

Anna C. Dawkins wife of Robert C. Dawkins, her husband, Harriet Delaware wife of George H. Delaware, her husband, Samuel Sands, Joshua Sands & John Sands, Plaintiffs in Error, vs. Martha B. Stevens, John Stevens, Edwin A. Stevens, Robert L. Stevens, Caroline B. Stevens, Charles Albert Stevens, Richard Stevens, Theodore F. Randolph, Governor of the State of New Jersey & Felix John Porter, Benjamin G

In Error to the Court of Chancery of the State of New Jersey

Clark & William H. Shippen, Commissioners, William H. Shippen, Samuel B. Wood, Mary C. Lewis, Edward Pl. Lewis, her husband, & Robert Gilchrist, Attorney General of the State of New Jersey.

This cause came on to be heard on the transcript of the record from the Court of Chancery of the State of New Jersey, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court, that the decree of the said Court of Chancery in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Matthews.

83. Arthur S. Richardson, Appellant, vs. Benjamin C. Sherwood. Appeal from the Circuit Court of the

United States for the Eastern District of Michigan.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Michigan, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court, that the decree of the said Circuit Court, in this cause, be, and the same is hereby, affirmed with costs

per Mr Justice Woods

Robert M. Wallace, Public Administrator of Lewis County, Missouri, in charge of the estate of William T. Williams, deceased, & Sarah C. Williams. vs. Appellants. Uri S. Penfield and The First National Bank of Quincy, Illinois.

Appeal from the Circuit Court of the United States for the Eastern District of Missouri.

This cause came on to be heard on the transcript of the record from the

Circuit Court of the United States for the Eastern District of Missouri, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court, that the decree of the said Circuit Court, in this cause, be, and the same is hereby reversed with costs; And that this cause be, and the same is hereby remanded to the said Circuit Court with directions to dismiss the bill.

Per Mr. Justice Harlan.

The Steamships Niemen & Knickerbocker, Claimants, Appellants, vs. The Liverpool & Great Western Steam Company Limited, Claimant, Appellant. vs. Sergeant J. Bates, Libellant, and Lucia H. M. Knight, Administratrix of Frederick A. M. Knight, Co-libellant.

Appeal from the Circuit Court of the United States for the Southern District of New York

This cause came on to be heard on

transcript of the record from the Circuit Court of the United States for the Southern District of New York, and was argued by counsel. On consideration whereof It is now here ordered adjudged and decreed by this Court that so much of the appeal in this case as relates to Sergeant S. Price be and the same is hereby dismissed And it is further ordered, adjudged and decreed that the decree of the said Circuit Court in this cause be and the same is hereby affirmed with costs and interest until paid at the same rate per annum that decrees bear in the Courts of the State of New York.

per Mr Justice Grier

11. The United States vs. Pitt in Error. The Civil Nations &c

In Error to the Circuit Court of the United States for the Southern District of New York

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the

Monday December 24th 1883 ordered to

Southern District of New York, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said Circuit Court, in this cause be, and the same is hereby, reversed, on the authority of the decision of this Court in the case of Railroad Company vs. Collector, 100. US, 595; And that this cause be, and the same is hereby, remanded to the said Circuit Court with direction to enter a judgment in favor of the United States and against the Erie Railway Company for the equivalent in lawful money of the United States of the sum of nine thousand three hundred pounds sterling, with interest at the rate of six per Cent per annum from the several times when the same became due and payable according to the agreed Statement of facts on which the submission was made below.

per Mr. Chief Justice Waite.

Dissenting:

Mr. Justice Field

Monday November 29th 1875 continued

Mr. Justice Bradley and Mr. Justice Harlan
concurring in the judgment but not in the opi

Edward Echard, Simon K.
Newhouse, Herman Miller,
and O. P. M. Bailey,
Appellants.
vs.
William Smith, John Smith,
O. C. Lentz, William C. Evans,
J. M. Evans, George D. Briggs,
Seth Thomas Clock Company,
E. N. Welch Manufacturing Company,
and Thomas Smith,
Appellees.

Error to the Circuit Court of the United States for the Western District of Missouri.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Missouri, and on the motion to dismiss which was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court, that the appeal in this cause be and the same is hereby dismissed for the want of jurisdiction.

Per Mr. Chief Justice Waite.

Albert Grant.
No 556 vs. Appellant.
The Phoenix Mutual
Life Insurance Company

Ordered that leave be, and the same is hereby, granted Counsel for the appellant to file an additional brief on the motion to dismiss this appeal at any time before the second Monday in December next

by Mr. Chief Justice Taney

U. S. Badger Collector &c.
No 586 vs. Piff in Error.
The Parker Vein Company

U. S. Badger Collector &c.
vs. Piff in Error.
The Parker Vein Company

These causes were submitted to the examination of the Court on the records and printed arguments by Mr. Solicitor General Black for the plaintiff in error and by Mr. [illegible] and Mr. H. H. Howe, of Counsel for the defendants in error, under the 20th rule

Eliza A. Hastings John Rose
vs. Appellants.
Edward Mantindale

The people &
Jackson, of
Counsel for the
appellee, pre-
sented to the Court a certificate from the
Clerk of the Circuit Court of the United
States for the District of Minnesota and
moved the Court to docket and dismiss
this cause pursuant to the 6th Rule. Where-
upon this Court not being now sufficiently advised of and concerning what
order to render in the premises took
time to consider.

George R. Williams, Haynes
A. Howell, & Robert Toomer,
assignee in bankruptcy of
George R. Williams.
vs. Appellants.
Edward Wilder & Robert L.
Gaston trading under the
firm name of Edward Wilder
& Company.

Wm. H. Wm
Stone Abert,
of counsel
for the
appellees,
having
filed in
open Court
the follow-
ing certif-
icate, to wit:

Howland. November 29th 882. continued

I Stephen Wheeler Clerk of the District Court of the United States for the Western District of Arkansas, do hereby certify that in a certain cause lately pending in said Court wherein Edward Hilder and Robert Appleton trading under the firm name of Edward Hilder & Co complainants and George R. Williams Hugh A. Averill and Robert Farmer assignees in bankruptcy of said George R. Williams were defendants a final decree was rendered on the 30th day of March A.D. 1882, in favor of said complainants. Whereupon said defendants prayed an appeal to the Supreme Court of the United States which was duly granted and allowed on the fifth (5th) day of August A.D. 1882.

In testimony whereof I hereunto subscribe my name and affix the seal of said District Court this 23rd day of November A.D. 882.

(Seal)

Stephen Wheeler
Clerk of the District Court of the United States for the Western District

upon hearing stated that the appellants have altogether failed to file the record of said cause in this Court, or in any way to prosecute said appeal, moved the Court, in pursuance of the 9th rule to have the appeal docketed & dismissed. On consideration whereof, It is now here ordered, adjudged and decreed by this Court, that this appeal from the District Court of the United States for the Western District of Arkansas be, and the same is hereby docketed & dismissed with costs; And this cause be, and the same is hereby, remanded to the said District Court to be proceeded in according to law and justice.

per Mr. Chief Justice Taney.

133. Charles E. Lovey & William C. Bates vs A. R. McDonald & William White

Mr. G. W. Horner, of counsel for the appellants, suggested the death of Chas. H. Riggs and moved the Court for an order under the fifteenth rule to enter the pro-

representatives' parties. Whereupon, It is now here ordered by the Court that unless the proper representatives of the said George W. Biggs, deceased, as aforesaid, shall voluntarily become parties within the first ten days of the ensuing term of this Court, the appellants shall be entitled to open the record, and on hearing have the same revised if it be erroneous - Provided that a copy of this order shall be printed in some newspaper at the seat of Government of general circulation, for three successive weeks, at least sixty days before the beginning of the term of the Supreme Court next ensuing

per Mr. Chief Justice Waite

The City of San Antonio
vs
James H. Shumard.

Appeal from the Circuit Court of the United States for the Western District of Texas.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western

District of Texas, and on the motion of Mr. Charles H. Turner of counsel for the appellant It is now here ordered, adjudged and decreed by this Court, that this appeal be, and the same is hereby dismissed with costs.

per Mr. Chief Justice Waite.

No 30 John Bush
vs. Plff. in Error.
The Commonwealth
of Kentucky.

On motion of Mr. J. D. Hunt of Counsel for the defendant in error. Ordered that this cause be and the same is hereby advanced and assigned for argument on the second Monday in January next at the foot of the calls for that day

No 76 Parish Blairwald, Louisa &c. et al.
vs. Appellants
Isaac J. Lewis.

Mr. Albert Stickney of counsel for the appellants filed and submitted to the consideration of the Court a motion to advance this cause under rule 35.

Monday, November 24th 1884 continued

The City of Opelika
vs. Appeal in Error
Richard L. Daniel

Ordered by the Court
that this cause be,
and the same is
hereby, continued un-
til the next term, by stipulation of counsel
on file

James B. Morse and
Henry L. Anderson
vs. Appellants
The Elmwood Cemetery
and
Edwin Terhune
vs. Appellant
The Elmwood Cemetery

The argument of
this cause was com-
menced by Mr.
Nathaniel Wilson
of counsel for the
appellants in No.
108. and continued
by Mr. Cortlandt
Parker, of counsel
for the appellant in No. 532, and by Mr.
H. F. Worthington, of counsel for the appellee
in both cases.

Declaration being made the Court is
[illegible] until tomorrow at ten o'clock

Tuesday December 2nd 1862

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Members of the Supreme Court

Samuel F. Miller

Stephen J. Field

Joseph P. Bradley

John M. Harlan Associate

William A. Strode Justices

Stanley Matthews

Horace Gray Jr.

Samuel Nicholson

John G. Nicolay, Esquire, Marshal

James R. McKenney, Clerk.

Proclamation being made the Court is opened &c.

On motion first made to the Court on this today by Mr. Johnson it is ordered that Albert G. Hoosier, Esquire of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court. And he was sworn accordingly.

Silas Seymour et al.
vs. Piff in Error.
The Western Rail Road Company

On motion of Mr. S. F. Phillips of counsel for the plaintiffs in error, it is hereby

ordered the Clerk to issue the Mandate in this cause

Hoffman Smith,
vs. Piff in Error.
Sylvester Mayhew Ed.
Christiana Ruppert.

In Error to the Supreme Court of the District of Columbia

This cause came on to be heard on the transcript of the record from the Supreme Court of the District of Columbia, and on the motion of Mr. William A. Cook of counsel for the plaintiff in error. It is now here ordered and adjudged by this Court, that the writ of error in this cause be, and the same is hereby, dismissed with costs

per Mr. Chief Justice Waite

Tuesday December 22nd 1835 continued

Joseph Bloss and
George Clendenine
vs. Appellants.
Glenwood Cemetery
Md.

The argument of
these causes was
continued by Mr.
H. Stockbridge Mr.
Mr. J. H. Barlow of
counsel for the
appellee in both
cases, and by
Mr. Continued

Charles Borchering
vs. Appellant
The Glenwood Cemetery.

Parker of counsel for the appellant in No 532.
and concluded by Mr. Ashley Ashton
of counsel for the appellant in No. 105

The State of Georgia.
vs. Appellant.
Morris K. Jesup Execu-
ting Trustee et al.

The argument
of this cause
was commenced
by Mr. Clifford
Anderson of

counsel for the appellant.

Decision having been made the Court is adjourned
until tomorrow at twelve o'clock

Wednesday, November 29th 1882

Pursuant to adjournment the Court met today at the Capitol.

Present.

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan — Associate
Nathan Clifford — Justices
Stanley Matthews
Horace Gray
Samuel Blatchford

John G. Nicolay, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John D. Pitcher it is ordered that John C. Richberg, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and before doing so he

On motion first made to the Court in this behalf by Mr. R. A. Ely, it is ordered that J. J. Alexander, Esquire, and Samuel T. Key, Esquire, of Louisville, State of Kentucky, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

Charles A Van Hook
vs Appellant
Sherman H Smith

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. E. Dunn, of counsel for the appellant, and by Mr. J. McKeaver, of counsel for the appellee, under the 30th rule.

93

Henry Wolff
vs Appellant
John Herlach

Mr. John B. Richberg, of counsel for the appellee, suggested the death of Henry Wolff, the appellant in this cause, and moved the Court for leave to enter the appearance of Ludwick Wolff, Executor of Henry Wolff, deceased.

255

Wednesday, December 29th 1852 continued-

as the party appellant in this cause, per stipulation of counsel. Whereupon, It is ordered that Frederick Wolff, Executor of Henry Wolff, deceased, as aforesaid be, and he is hereby, entered and made the party appellant in this cause.

The State of Georgia vs. Appellant, Harris & Jacob, Surviving Partners, &c.

This argument of this cause was resumed by Mr. Clifford Anderson & Mr. R. N. Elmore for the appellant, and by Mr. H. L. Christian & Mr. P. Talliaferro of counsel for the appellees, and concluded by Mr. Robert Toombs of counsel for the appellant.

Proclamation being made the Court is adjourned until Monday next at ten o'clock

Monroe December 1st 1832

Pursuant to adjournment the Court met today at the Capitol

Present

The Honorable Morrison R. Hunt, Chief Justice
Samuel Miller
Stephen A. Fuller
Joseph P. Christian, Associate
John Van Antwerp
Henry Whiting
James Gray
Samuel Huntington

John L. Nicolay, Esquire, Marshal.
James A. McKenney Clerk

Proclamation being made the Court is opened

On motion first made to the Court in this behalf by Wm. M. Howard it is ordered that Sullivan McKeehan, and Otto Kirchner Esquires, of Detroit, State of Michigan, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. S. Neal, it is ordered that H. N. G. Eckar, Esquire of Gallipolis, State of Ohio, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George T. Bartlett it is ordered that Willard Sloan, Esquire of Savanna Savings Isle of New York be admitted to practice as an attorney counsellor of this Court and he was sworn accordingly.

Peter H. Eckar, Sheriff of Cabell County, Virginia, and Hillman Ellis vs. Cliffs in Error. The Kirby Executor &c. Plaintiff

In Error to the Circuit Court of the United States for the District of Virginia

This cause came on to be heard on the transcript of the record from the

Circuit Court of the United States for the Eastern District of Wisconsin, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said Circuit Court, in this cause, be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to enter a judgment for the plaintiffs for $6,931.96, with lawful interest on $6,111.12 thereof from April 30th 1856, and with lawful interest on $820.84 thereof from November 3rd 1856, with costs.

(per Mr. Justice Blatchford)

52. Daniel Tyler vs. Robert B. Campbell. Appellant.

Appeal from the Circuit Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and was argued by counsel

In consideration whereof, It is now here ordered, adjudged and decreed by this Court, that the decree of the said Circuit Court, in this cause, be, and the same is hereby, affirmed with costs; And it is further ordered that this decree be entered nunc pro tunc as of the 26th day of October, 1882.

per Mr. Justice Gray

Dissenting:
Mr. Justice Field
" " Harlan
" " Matthews.

The United States
vs. } Pffs. in Error
J. M. Stone and
H. G. McAlexander.
Def'ts.

J. M. Stone and
H. G. McAlexander
vs. Pffs. in Error.
The United States

In Error to the District Court of the United States for the Northern District of Mississippi.

This cause came on to be heard on the transcript of the record from the District

Court of the United States for the Northern District of Mississippi, on the record and transcript, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said District Court, in this cause, be, and the same is hereby, affirmed.

Per Mr. Justice Matthews.

Samuel P. Walker's Executors and Robert Topp's Administrators, Appellants vs. The United States

Appeal from the Court of Claims

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said Court of Claims, in this cause, be, and the same is hereby, affirmed.

Per Mr. Justice Norton

J. F. Vodges and James A. Smith vs. Piffs in Error. James N. Easton Ud Alfred E. Burrow. } In Error to the Circuit Court of the United States for the Eastern District of Wisconsin

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Wisconsin, and was argued by counsel. On consideration whereof it is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be and the same is hereby reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to award a new trial upon all the issues of fact

per Mr. Justice Nelson

25 The United States vs. Piff in Error. George H. P. C. Lee Ud } In Error to the Circuit Court of the United States for the Eastern

Frederick Kaufmann
& Richard P. Strong.
vs.
26. Pitts. in Error
George N. P. C. Lee

Error
Eastern
District of
Virginia

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Virginia on separate writs of error and was argued by counsel. On consideration whereof, it is now here ordered and adjudged by this Court, that the judgment of the said Circuit Court, in this cause, be, and the same is hereby, affirmed. Costs in this Court in No. 26. to be paid by the plaintiffs in error Frederick Kaufmann & Richard P. Strong.

Mr. Justice Miller.

Dissenting:
Mr. Justice Gray
Mr. Chief Justice Waite
Mr. Justice Bradley
Mr. Justice Woods

1091 Mary E. Kirk, widow of P.M. Pasteur, deceased, & natural tutrix of Effie Mary Pasteur, Mary Kirk Pasteur & Sadie Katie Pasteur. vs. William Lynd and Robert N. Lewis

Appeal from the Circuit Court of the United States for the Eastern District of Louisiana

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Louisiana, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court, that the decree of the said Circuit Court, in this cause, be and the same is hereby affirmed with costs.

Per Mr. Chief Justice Waite

962 Mary Lyons, Admr. vs. Appellant. Jeremiah Connell, Admr. of Lyon Connell dec'd. The Utica, Ithaca & Elmira Railroad Co. et al

Appeal from the Circuit Court of the United States for the Northern

District of New York

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of New York, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court, that the decree of the said Circuit Court, in this cause be, and the same is hereby affirmed with costs.

Per Mr. Chief Justice Taney

Caleb L. Shaw et al.
Receiver et al.
vs. Appellants.
Elam J. Lewis

On consideration of the motion to advance this cause pursuant to Rule 32. It is ordered that said motion be, and the same is hereby, granted.

Per Mr. Chief Justice Taney

Eliza A. Hass and
John Hass.
vs. Appellants.
Edward Hartwell

Mr. Joseph L. Jackson of Counsel for the Appellants

filed in open Court the following entry:

"In the Circuit Court of the United States
For the District of Minnesota

I, S.E. Mann, Clerk of said Circuit Court, do hereby certify that in a certain cause lately pending in said Court wherein Edward Marlindale was complainant & Elvira A. Hass and John Hass were defendants, a final decree was rendered on the 6th day of May, A.D. 1882, in favor of the said complainant and against the said defendant. And that thereupon, to wit: on the 20th day of July, A.D. 1882, a bond on appeal was filed in my office by the said defendants with the approval thereof and an allowance of an appeal by the Court endorsed thereon.

In testimony whereof I have hereunto set my hand and affixed the (Seal) seal of said Circuit Court at St. Paul in said District this first day of December, A.D. 1882.

S.E. Mann
Clerk &c. U.S. District of Minnesota.

Monday, December 11th 1882 Continued

By O. J. Reynolds.

Appeal dismissed

and having stated that the appellant has altogether failed to file the record of said cause in this Court, or in any way to prosecute said appeal, moved the Court, in pursuance of the 6th rule to have this appeal dismissed. On consideration whereof, It is now here ordered, adjudged and decreed by this Court, that this appeal from the Circuit Court of the United States for the District of Minnesota be, and the same is hereby, dismissed and dismissed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court to be proceeded in according to law.

per Mr. Chief Justice Waite

Iles Independent School District of Ackley, Hardin County, Iowa.	The motion to dismiss or affirm in this cause was submitted to the consideration of the Court on printed arguments
vs. Pltff. in Error.	
F. I. Hall	

by Mr. A. J. Dittier and Mr. Walter H. Smith, in support of the same, and by Mr. Linus Pierpont, in opposition thereto.

124 George F. Colvill et al. vs. Pliff's in Error. The United States

On motion of Mr. C. E. Flandrau, of counsel for the plaintiffs in error.

Leave is hereby granted him to file a brief in reply to brief of defendant in error when the same is filed.

065 Johnson Kagood, Comptroller General, et al. vs. Appellants. J. S. Southmayd and J. P. Low, Assignees &c

1069 Johnson Kagood, Comptroller General, et al. vs. Appellants. Amos D. Williams

The motion to advance these causes was submitted to the consideration of the Court on printed arguments by Mr. Dennis McMahon, in support of the same, and by Mr. Geo. F. Edmunds, in opposition thereto.

Monday, December 14th 1885 continued

John Hill et al	This cause was
vs. Plff's in Error.	submitted to the
The St Louis Smelting	consideration of
& Refining Company	the Court — on the
	record and printed

arguments by Mr. J.A. Green, of counsel for the plaintiffs in error, and by Mr. A.J Britton, Mr. H.A. Smith and Mr. J.H McGowan, of counsel for the defendant in error, pursuant to order.

Lorenzo W. Rondebush	Appeals from
use Homer Sprague &c.	the Circuit
vs. Appellants.	Court of the
Charles Welmonico	United States
Jr.,	for the
Charles Welmonico	District of
vs. Appellant.	Colorado
Lorenzo W. Rondebush	
and Homer Sprague	

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Colorado, on appeal and cross-appe

and on the stipulation of counsel on file and motion of Mr. A. A. Saunders, of counsel, It is now here ordered, adjudged and decreed by this Court, that these appeals be, and the same are hereby, dismissed each party paying their own costs in this Court.

Jas. Hopkins Justice Hands

C. F. Hampton, Admr. et al. vs. L. Phillips. Appellants.

The motion to dismiss this cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Jas. Saunders in support of the same, and by Mr. J. J. Barker, and Mr. M. C. McSussure, in opposition thereto.

William J. Hemingway Executrix, et al. vs. J. H. Hassell, Survivor. Appellants.

This cause was submitted to the consideration of the Court on the record and printed arguments

by Mr. A. P. Branham, of counsel for the appellants, and by Mr. A. T. Elliott, of counsel for the appellee, pursuant to the 20th rule

Robert P. Dodge
vs. Appellant
The Freedman's Savings & Trust Company

The argument of this cause was commenced by Mr. Sandors Hague of counsel for the appellant, continued by Mr. William A. McKenney, of counsel for the appellee, and concluded by Mr. John K. McPherson, of counsel for the appellant.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock

Tuesday, December 5th 1882.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
Stanley Matthews
Horace Gray
Samuel Blatchford
John K. Riccalf, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

Charles Winchester, Appellant
v.
Henry W. Loud.

On motion of Mr. E. M. Culchone, of counsel for the appellant,

It is ordered that this cause be, and the same is hereby, advanced pursuant to Rule 32.

111 John J. Fitzpatrick
vs Plff in Error
6 Mo. Cud & M. Flannagan
Cud

These causes were argued by Mr A. B. Pillman, of counsel for the plaintiffs in error, and by Mr. Jeff Chandler of counsel for the defendants in error

112 Edward McGinty, Claimant
vs. Plff. in Error.
6 Mo. Cud & Mo Flannagan

116 E. R. Matthews, Executor et al
vs Appellants.
The Memphis & Charleston R.R. Co. &c James N. Vizer

On motion of Mr. S. F. Phillips, of counsel for the appellees. It is ordered that this cause be, and the same is hereby, passed subject to the provisions of Section 24. Rule 21

115 The Cook County National Bank et al.
vs Appellants
The United States

This cause was argued by Mr Roscoe Conkling, of counsel for the appellants and by Mr W. C. Goudy, of counsel for the appellees

Proclamation having made the Court is adjourned until tomorrow at twelve o'clock

Wednesday, December 6th 1882.

Pursuant to adjournment the Court met today at the Capitol

Present.

The Honorable Morrison R. Waite Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
Stanley Matthews
Horace Gray
Samuel Blatchford

John T. Sargent, Esquire, Marshal
James H. McKenney, Clerk

Proclamation being made the Court is opened

On motion first made to the Court in the behalf by Hon. A. A. Ramsey it is ordered that Charles F. Gallagher Esquire of Boston, State of Massachusetts, be admitted to practice as an attorney and counsellor of this court and he accordingly does accordingly

Thursday December 6th 1855 continued

William and Louisa Ann Shiers
Claimants
vs Appellant
Thomas Mc Donald

This cause came on again to be heard by the Chancellor upon the Appellants petition and the Affidavit of service thereof and upon the Affidavit of Thomas Mc Donald sworn the 5th day of December Inst. and filed in this cause and upon hearing Counsel for the Appellant

Ordered that the Petition of the Appellant be dismissed with costs to be taxed by the Taxing Master

Sarah Ann Schoolcraft
vs Appellant
Jas Ferguson Claimant

Ordered by the Court that this cause be and the same is hereby dismissed with costs to be taxed by the Taxing Master

The Home Mutual Insurance Co
vs Appellant
The Ocean Insurance Co

This cause coming on to be heard upon the petition of the Appellant and the Affidavit of Joseph Cook sworn to the 5th day of December Inst. and filed in this cause and upon hearing Counsel for the Appellant and the Affidavit of Service thereof

Ordered that the Petition of the Appellant be dismissed with costs to be taxed by the Taxing Master

Ordered that leave be given to the Complainant to amend his Bill of Complaint in this cause

Thursday December 4th 1862

Court to be opened at the Court room
adjourned to the Capitol.

Present.

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
Noah H. Swayne Justices
Horace Gray Jr.
Samuel Nelson
John A. Nicolay, Esquire Marshal
James N. McKenney, Clerk

Proclamation being made the Court is opened

On motion first made to the Court in behalf of Mr. Charles H. Howard it is ordered that A. St. Luis Esquire of New Orleans, State of Louisiana, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly

On motion first made to the Court in

Thursday, December 4th 1851 continued

on this bar of Mr. C. McCahon as counsel for Edwin H. Sears, Esquire of Chicago, State of Illinois, he admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly

The Saint Mutual Insurance Co. vs. The Ocean Insurance Co. Appellant.

The argument of this cause was continued by Mr. R. H.

Sandick of counsel for the appellee and concluded by Mr. William M. Evarts of counsel for the appellant.

John H. Wimbourne et al vs. Plffs in Error The United States.

This cause was argued by Mr. William M. Evarts, of counsel for the plaintiffs in error, and by Mr. Assistant Attorney General Mauray, of counsel for the defendant in Error

Thursday December 6th 1832 Continued

James Summerl et al
vs. Appellants.
The Farmers Loan
& Trust Company et al.

The argument
of this cause
was commenced
by Mr. G. H.
Kretzinger, of
counsel for the appellants.

Further hearing until the Court
is organized under the Law of Tuesday.

Friday December 5th 1862.

Pursuant to adjournment the Court met
this day at the Capitol.

Present

The Honorable Morrison R. Waite Chief Justice
James F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
Noah H. Swayne
Horace Gray
Samuel Blatchford
Associate Justices
John F. Nicolay Esquire Marshal
James A. McKenney, Clerk.

Proclamation being made the Court is opened

Edward H. Mellenberger et al
vs
The Louisville Cincinnati & Lexington Railway Company et al
Appellants.

On motion of Mr. Benjamin Harrison of counsel for the appellants,

on consent of Mr. Allen Adams of counsel for the appellees, leave is hereby granted the Clerk to issue the Mandate in this cause

James Turner et al
vs. Appellants.
The Farmer's Loan &
Trust Company, et al

The argument of this cause was continued by Mr. E. H. Lewis, of counsel for the appellants, and by Mr. James C. Humphrey, of counsel for the appellees, and concluded by Mr. H. M. Loveday, of counsel for the appellants.

The Town of Elgin
vs. Pltffs. in Error.
Samuel Marshall et al
Def.

The Town of Lawrence
vs. Pltffs. in Error.
Samuel Marshall et al

Def.

Upon consideration of the motion to the correction of the Court in the records and printed arguments by Mr. Gordon E. Cole, of counsel for the plaintiffs in error, and by Mr. S. M. Cleary and Mr. Thomas Hutchinson, of counsel for the defendants in error, pursuant to the 70th Rule

It is ordered by the Court that the cause be advanced until Monday next at ten o'clock

Monday, December 11th, 1826.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Romulus M. Saith Chief Justice

Samuel D. Miller

Stephen J. Field

Joseph P. Bradley

John M. Harlan

William B. Woods

Stanley Matthews

Horace Gray Jr.

Samuel Blatchford

John G. Nicolay Esquire, Marshal

James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court on this behalf by Mr Joseph C. McDonald, it is ordered that John F. Williams, Esquire, of Macon, State of Missouri, be admitted to practice as an attorney and counsellor of this Court & he was sworn accordingly

On motion first made to the Court on this

being by Wm. G. McCabe & Osborn it is ordered that Lucien A. Hamilton Esqr. of Chicago State of Illinois be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Wm. A. Gaines it is ordered that Charles F. Buck, Esquire, of New Orleans State of Louisiana, be admitted to practice as an attorney and counsellor of this Court & he was sworn accordingly.

On motion first made to the Court in this behalf by Wm. A. Gaines it is ordered that Joseph Hill, Esquire, of Memphis, State of Tennessee, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Wm. James & Coates it is ordered that Eugene Canfield, Esquire, of Denver, State of Colorado, be admitted to practice as an attorney and counsellor

Monday December 19th 1870 Continued

of this Court must be in the words or to the
effect.

Chs. L. Badger, Collector of Customs of the Port of New Orleans.
vs. Plaintiff in Error
D.L. Ramsdell & Company

In Error to the District Court of the United States for the Eastern District of

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of Louisiana, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said District Court, in this cause, be, and the same is hereby, affirmed with costs and interest on said sum at the same rate per annum that similar judgments bear in the Courts of the State of Louisiana.

per Mr. Justice Strong

A. S. Badger, Collector of Customs of the Port of New Orleans. vs. Plaintiff in Error. D. L. Barlett and Company

In Error to the Circuit Court of the United States for the Eastern District of Louisiana.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Louisiana, and was argued by counsel. On consideration whereof it is now here ordered and adjudged by this Court that the judgment of the said Circuit Court, in this cause, be, and the same is hereby, affirmed with costs and interest, to be paid at the same rate per annum that similar judgments bear in the Courts of the State of Louisiana.

per Mr. Justice Blatchford

96 Thomas Beale, Appellant, vs. Thomas O'Neile

Appeal from the Circuit Court of the United

States for the Eastern District of Wisconsin

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Wisconsin, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court, that the decree of the said Circuit Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Matthews

033 Charles F. Van Hoyt vs. Sherman M. Knowles. Appellant. Appeal from the Circuit Court of the United States for the District of Nebraska

This cause came on to be heard on the transcript of the record from this Circuit Court of the United States for the District of Nebraska, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court, that the decree of the said Circuit Court in this cause be, and the same is

Monday December 11th 1882 continued

decree affirmed with costs.

per Mr. Justice Field.

The Mercantile Manufacturers National Bank of Pittsburgh and The Steubenville Bridge and Iron Company. vs. John S. Lindsay & Reuben Miller, Trustees of Lyon & Company; William C. Macrum, Administrator of John Lindsay, deceased, Thomas M. Carnegie, Executor of William Coleman, deceased, D. H. C. Bidwell, The Diamond National Bank of Pittsburgh, Alexander Reynolds and The Bank of Pittsburgh.

Appeal from the Circuit Court of the United States for the Western District of Pennsylvania

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Pennsylvania and was argued by counsel. On consideration whereof, It is now hereupon

adjudged and decreed by this Court, that the decree of the said Circuit Court, in this cause, be and the same is hereby affirmed with costs.

per Mr Justice Miller

Robert S. Hodges
vs. Appellant
The Freedman's Savings and Trust Company

Appeal from the Supreme Court of the District of Columbia

10.

This cause came on to be heard on the transcript of the record from the Supreme Court of the District of Columbia, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs and interest, under paid, at the same rate per annum that similar decrees bear in the Courts of the District of Columbia.

per Mr Chief Justice Waite

1065 C. F. Hampstone, Administrator &c. et als.
vs. Appellants.
J. L. Phipps.

On consideration of the motion to dismiss the cause and of the argument of counsel thereupon had as well in support of as against the same, It is ordered that said motion be, and the same is hereby, denied.

per Mr. Chief Justice Waite

1065 Solomon Hagood, Comptroller General &c. et als.
vs. Appellants.
J. C. Southern and J. P. Low, Assignees &c.

And

Solomon Hagood, Comptroller General &c. et al
vs. Appellants.
Amos D. Williams.

On consideration of the motion to advance the causes and of the argument of counsel thereupon had as well in support of as against the same, It is ordered that said motion be, and the same is hereby,

Houston Thursday 14th Dec 1882 continued

ordered

for the Court to take time

73.	J. D. Mayerstal vs. Appellants. William Walsh.	The motion to dismiss this cause was submitted to the consideration of the Court on printed arguments by Wm. L. Phillips and Wm. H. Hallett Phillips, in support of the same, and by Wm. Beauchamp Harris, in opposition thereto.

14.	The Farmers Loan and Trust Company et al vs. Appellants. Christian Habermann et al	On motion of Wm. H. Hallett Esq. and in behalf of Wm. L. Lamp bell of counsel for the appellants, It is ordered that the decree of this Court entered in this cause on the 13th day of November 1882 be, and the same is hereby, vacated & annulled by striking therefrom the name of Christian Habermann

	The Farmers Loan and Trust Company et al.	Mr. J.E. McC. Davis of
311.	vs. Appellants.	Counsel for
	Christian Hohnmann et al.	the appellees,

filed and submitted to the consideration of the Court motion for leave to the Clerk to issue a certified copy of the decree of this Court entered in this cause on the 13th day of December 1881 dismissing this appeal as to certain appellees - Whereupon, It is ordered that said motion be, and the same is hereby, denied, with leave to renew same

	E. A. Clark, Tax Collector &c.	The motion
312.	vs. Plff. in Error.	to dismiss
	John Y. Keith.	this cause

was submitted to the consideration of the Court on the record and printed arguments by Mr. P McPhail Smith and Mr. Jas Keith in support of the same and by Mr. A. S. Lee, Mr. Horace H Harrison and Mr. Henry Cooper in opposition thereto

The City of New Orleans. Joseph A. Shakspeare, Mayor, B. J. Walshe, Administrator of Finance, William E. Huger, Administrator of Accounts, J. V. Guillotte, Administrator of Public Buildings and Water Works, George Wilkinson, Administrator of Assessments, P. Walsh, Administrator of Police and John Fitzpatrick, Administrator of Improvements vs. Writs in Error. The United States ex rel: Charles M. Fry

Mr. Charles Parr, of counsel for the defendant in error, having filed in open Court the following certificate, to wit:

"United States Circuit Court for the Eastern District of Louisiana

No. 9553

United States of America ex relatione Charles M. Fry.

vs.

The City of New Orleans, Joseph A.

Shakespeare, Mayor, B. F. Kaiser, Administrator of Finances, Wm E. Rogers, Administrator of Accounts, J. V. Guillotte, Administrator of Public Institutions & Buildings, Geo. Soniat, Administrator of Assessments, C. Mealia, Administrator of Police, and John Fitzpatrick, Administrator of Improvements

I, Francis C. Hockley, Clerk of said Court, do hereby certify, that heretofore, to wit: on the 6th day of July 1881. the relator Charles Mc Fee filed a petition in said Civil Court in the words, numbers and entitled cause, praying the recovery of a Judgment in said Court, against the City of New Orleans, and in favor of said relator, in the sum of $1,200. and interest and costs: and the return of an execution or writ of fieri facias thereon nulla bona; and the duty of said Mayor and Administrators comprising the council of said city to levy a tax, for the payment of said Judgment, and their refusal to do so; and praying a writ of Mandamus, commanding said Mayor & Administrators to levy such tax for the purpose aforesaid;

that said City of New Orleans and said Mayor and Administrators thereof, made a motion therein, and such proceedings were thereupon had in said Court, that upon the 15th day of November 1881 it was ordered, adjudged and decreed that said Mayor and Administrators should levy a tax for the purpose of paying the amount of relator's said judgment, interest and costs, which judgment was signed and became final the 19th day of November 1881.

And afterwards to wit: the 11th day of March 1882 the said City of New Orleans and all the defendants aforesaid, to wit: the said Mayor and said Administrators sued out and obtained the allowance of a writ of Error in said cause from the Supreme Court of the United States, and lodged the same in the said Supreme Court where the same now remains And no copy of the record of the proceedings in said cause has been taken or applied for by the said plaintiffs in error or either of them

Witness my hand and the

Seal of said Court at the City of New Orleans this 28th day of November 1882.

F. A. Woolfley Clerk &c.

and having stated that the plaintiffs in error had altogether failed to file the record of said cause in this Court, or in any way to prosecute said writ of error, moved the Court, in pursuance of the 9th rule, to have said writ of error docketed and dismissed. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause to the Circuit Court of the United States for the Eastern District of Louisiana be, and the same is hereby, docketed and dismissed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court to be proceeded in according to law and justice.

per Mr. Chief Justice Waite

The City of New Orleans
vs. Aff. in Error.
Judah Nark

On motion of Mr. C. A. Normot, leave is hereby

The City of New Orleans
vs Appeal from
Judah Nott

granted this day
Bennett Lewis
Esq. his appearance
as counsel for the
plaintiff in error in this cause

Theodore Jackson et al
vs. Appellants.
John F. Williams
Superintendent Insurance
Department &c

Mr. John F.
Williams, of
counsel for the
appellee moved
and obtained
leave of the
Court to file the transcript of record and
to set this cause

Theodore Jackson, P. L. Mangrove and his wife Nellie E. Mangrove, Chas Blanc and his wife Amelia Blanc, J. Klappenberg and his wife Mary Klappenberg, Jacob Williams for his minor children Minnie & Willy Hamilton & his wife Rosalie Sandry, N. C. Ehrinfellow, B. Lichenstein & his wife Fannie Lichenstein

180. vs. Appellants.

John F. Williams, Superintendent Insurance Department, State of Missouri.

Appeal from the Circuit Court of the United States for the Eastern

District of Louisiana.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Louisiana, and on the motion of Mr. John S. Williams, of counsel for the appellee, and on said of counsel for the appellants, on file. It is now here ordered, adjudged and decreed by this Court that this appeal be, and the same is hereby, dismissed, costs in this Court to be paid by appellee.

per Mr. Chief Justice Waite.

The New York Guaranty & Indemnity Co. et al. vs. Ch. Bellards. The Memphis Water Co. et al.

Ordered by this Court that the hearing on the returns to the rule to show cause in these cases, heretofore issued in this cause, be, and the same is hereby, postponed until Monday next.

The Canal & Claiborne Sts R. R. Co., vs. Sinclair Kerr.

Garnishees Plffs. in Error.

No 943

The motions to dismiss or affirm in Nos. 943 & 944, and

Monday, December 11th 1882. continued

The City of New Orleans vs. Plff. in Error. Error to Hinds Circuit Court

The motion to recall the judgment in No. 9 was submitted to the consideration of the Court on the printed arguments by Mr. C. Roberts and Mr. Chas. Nash in support of the same, and by Mr. J. R. Beckwith, in opposition thereto in No. 9, and by Mr. E. Buck and by Mr. J. F. Jones, in opposition thereto in No. 9.

James Patterson for the use of J. F. Brewer vs. Plff. in Error. Garnishee Sundry &c. This cause was argued by Mr. McKinney & submitted on the printed argument, and by Mr. C. McC. Osborne, of counsel for the defendant in error.

The Mississippi Central Railroad Company vs. Plff. in Error. Eric Ulrich for the use of The Commercial National Bank The argument of this cause was commenced by Mr. C. C. Osborne, of

counsel for the plaintiff in error, and Continued by Mr. H. C. Lacombe, of counsel for the defendant in error.

Further hearing in the Court is adjourned to until tomorrow at half past ten.

Tuesday, December 13th 1852

Present the Hon. [illegible]
[illegible] Esquire
James S. Miller
Nelson S. Frost
Frank P. Dunbar
[illegible] Clerk
William J. Woods Sheriff
[illegible]
[illegible]
[illegible]

James S. Mercer, Esquire, Marshal
James K. McKinney, Clerk

[illegible]

On motion first made to this Court in this behalf by Mr. Charles Marshall it is ordered that C. M. Conklin, Esquire, of Parkersburg, State of West Virginia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to this Court in this behalf by Mr. H. C. Miller it is ordered that Godiah Culberson, Esquire, of New York City be admitted to practice as an attorney & counsellor of this Court and he was sworn accordingly

On motion first made to this Court in this behalf by Mr. Edward F. Jones it is ordered that George A. Forster and William H. Kline, Esquires, of New York City be admitted to practice as attorneys and counsellors of this Court and they were severally sworn accordingly

Mr. William Baird Counsel for Commercial Insurance Co. in Error. Mr. Myrick for the use of the Commercial Insurance Co.

Upon consideration of the motion made by Mr. H. C. Miller and Mr. John H. Hewitt of counsel for the defendant in error

ordered that Mr. George F. Edmunds of counsel for the plaintiff in error

(Mr. Justice Blatchford did not sit on

Circuit Court [illegible]

The argument of this cause is

Ex parte In the matter Counsel by the
of J. B. Hall Court that the
Petitioner Argument in the
cause to the same
Extraordinary proceedings appear to the Court that
there is doubt presented & the Court up on the
last consulted the Attorney

In the Suit of Proceedings The argument
vs Appellant of this cause
Isabella Jones et al was commenced
by Wm. H. Cox
for the appellant which proceeded
by Wm. Wirt Counsel
& Wm. Wirt Counsel for the appellant

For motion being made the Court is adjourned
until tomorrow at twelve o'clock

Wednesday, December 13th 1854.

Pursuant to adjournment the Court met today at the capitol.

Present

The Honorable Theophilus W. Smith, Chief Justice

Stephen A. Douglas

Joseph P. Gundy

John D. Caton — Associate

William A. Woods — Justices.

Samuel H. Treat

Samuel D. Lockwood

John Dean Caton, Esquire, Marshal.

James S. McKinney, Clerk.

The proclamation of the Court is opened.

On motion, leave made to the Court in this behalf by Wm. D. H. Moulton it is ordered that Sergis W. Thomas, Esquire, of Shelbyville, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Redmond Adams — 3d [illegible]

Peter Turner, Executor	In Error to the
of Internal Improvements	Circuit Court of
58 vs. Wm. M. Evans	the United States
Lawrence Keller	for the Eastern
	District of Virginia.

This cause came on to be heard on the Transcript of the record from the Circuit Court of the United States for the Eastern District of Virginia, and on the motion of Wm. Gordon Thomas Phillips, of counsel for the plaintiff in error, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with cost.

Thomas Cox	Wm. Gordon [illegible]
59 vs. Wm. M. Evans.	in behalf of the
The Mayor of Alabama	Defendant in Error
	[illegible]

[illegible] motion of counsel [illegible]

Zachary & Cunningham	The argument of
60 vs. Appellants.	this cause was con-
Isabella Brown et al.	tinued by [illegible]

counsel Marshall, of counsel for the appellee, and submitted by Mr. William A. Cook, of counsel for the appellee.

Nathaniel Robinson et al. vs. Pitts in Error. Nathaniel Robinson et al.

Ordered by the Court that this cause be, and the same is hereby

The Mayor &c. of the City of Savannah. vs. The appellants Morris K. Sheppard trustee &c.

This cause was argued by Mr. C. R. Lawton, of counsel for the appellants, and by Mr. H. L. Johnson, of counsel for the appellee.

Sergeant S. Tolbert et al. vs. Pitts in Error. The United States

This cause was argued by Mr. Assistant Attorney General Maury, of counsel for the defendant in error, and submitted on printed argument by Mr. Charles E. Blandraw, of

Wednesday December 1841

counsel for the plaintiff in error.

Cooper et al Executors } The argument
vs. Appellants } of this cause
Charles P Chouteau &c } was commenced
by Mr. C. L.
Barnett for counsel for the appellant.

Proclamation being made the Court is ad-
journed until tomorrow at twelve o'clock

Thursday December 11th 1845

Present the Honorable

Justices of the Supreme Court

Samuel F. Miller

Stephen J. Field

Joseph P. Bradley

John M. Harlan (Associate

William B. Woods Justices

Stanley Matthews

Horace Gray Jr.

David Brewer

Silas L. Adkison Esquire Marshal

James H. McKenney Clerk

Tuesday December the Eighth A.D.

Simon Sternbergh Executor &c. Complainant

vs. Appeal in Error. Mr. Williams

Nicholas Reinhardt A. McKenney.

on behalf of

counsel, leave is hereby granted the Clerk

to issue the Mandate in this cause.

Thursday, December 20th 1877. Continued

The Nevada Coal and Silver Mining Company,	On Error to the
vs.	Circuit Court of
Plff. in Error	the United States
Francis E. Everett et al.	for the District
Deft. in Error	of Colorado.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Colorado and was argued by counsel for the Plaintiff in error. On consideration whereof it is now here ordered and adjudged by this Court that the decree in this cause be and the same is hereby reversed with costs.

Per Mr. Chief Justice Waite

The Nevada Coal and Silver Mining Company,	On motion of Mr. J. H. Hall of Counsel for the Plaintiff
vs.	in error, leave
Francis E. Everett et al.	is hereby granted

the Clerk to issue the Mandate in this

Augustin J. Ambler
vs. Appellant.
Charles P. Boudousquie

The argument of this cause was continued by Mr. O. H. Bennett, of counsel for the appellant, by Mr. H. Hall Phillips, of counsel for the appellee, and concluded by Mr. Augustin J. Ambler in propria persona.

Augustin J. Ambler
vs. Appellant
Charles P. Boudousquie

On motion of Mr. O. H. Bennett, of counsel for the appellant,

leave is hereby granted him to file an additional brief in this cause within ten days from this date.

William L. Cunningham, Executor of the Estate of Theophile Chouteau, deceased, Pierre Chouteau, Edward A. Carroll, Joseph Sortwell, Jr., Peyton S. Davidson, Nicholas Springer, William E. Hamilton and William B. Hamilton
Appellants

The Fireman's Insurance Company

Appeal from the Second Court of Chancery for the Southern District

Alexandria

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Columbia for the County of Alexandria and the appellant having been three times solemnly called by the Marshal to come into Court and prosecute their appeal, and failing to appear & the appellee appearing by the Attorney of the U States for the Court and on the motion of Wm Kennedy of counsel for the appellee, this Court ordered adjudged and decreed by this Court that this cause be and the same is hereby dismissed with costs And that this cause be and is hereby remanded to the said Circuit Court to be proceeded on according to law and justice.

per Curiam Chief Justice Marshall

Fenwick & Gray
as Appellant
vs
The United States

Appeal docketed by Mr. Kennedy & Taylor of counsel for the appellant, and by Mr Assistant Attorney

132

Thursday, December 4th 1884 continued-

Conrad Reaves, of counsel for the appellee

	C. C. Kent & H. P. Hole	Ordered by the
99.	vs. Appellants.	Court that this
	C. R. & W. Ronald & W. J. Hale	cause be, and
		the same is

hereby ordered with the same terms.

	The Town of Red Rock	This cause was
124.	vs. Pet. in Error.	submitted to the
	Lucas C. Reeves.	consideration

of the Court on the record and printed arguments by Wm. Gordon C. Cole, of counsel for the plaintiff in error, and by Wm. E. G. Rogers and Wm. H. P. Clough of counsel for the defendant in error.

	Geo. Boyle	Ordered by the
125	vs. Pet. in Error.	Court that this
	The People of the	cause be, and the
	State of Illinois	same is hereby, pass-

ed subject to provisions of Section 4, rule 26.

	Edward Burgess	The argument of
136	vs. Appellant.	this cause was
	Isaac Shuman et al.	commenced by
	Executors &c.	Hon. John Wills,
		of counsel for the

Plaintiff in error and continued by Hon. Joseph H. Black, of counsel for the defendants in error.

	Charles E. Sudlow Jr.	This cause was
	Jeremiah Sudlow	submitted to
118	vs. Appellants.	the consideration
	Edgar M. Van Hoesen	of the Court on

the record and printed arguments by Hon. Edwards Pierrepont, of counsel for the appellants, and by Hon. John L. Dennett, of counsel for the appellee, under the 32nd rule.

Decision this day. The Court is adjourned until tomorrow at twelve o'clock.

Tuesday December 15th 1885.

Pursuant to adjournment the Court met today at the Wigwam.

Present

The Honorable Morrison R. Waite Chief Justice

Samuel F. Miller

Stephen J. Field

Joseph P. Bradley

John M. Harlan Associate

William B. Woods Justices

Stanley Matthews

Horace Gray

Samuel Blatchford

John F. Hagerty Esquire, Marshal

James H. McKenney, Clerk

Proclamation being made the Court is opened

On motion first made to the Court by Mr. Horace F. Edmunds it is ordered that Philip T. Van Zile, Esquire, of Salt Lake City, Utah Territory, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court on

this Court by Mr. Clerk Rhodes it is ordered that Mr. [illegible] Records of Commonwealth of Pennsylvania be admitted to practice as an attorney and counsellor of this Court and to have a certificate

The United States Respts.
Bleanbudan &c. et al.
vs
Appellants.
The Whitney Arms & et al.

Mr. Levin S. Dickinson for the appellants, submitted the consideration of the Court, motion to docket this cause and continue as of the 5th day of May Ter. 1837 and that the same be advanced.

37

Edward Burgess
vs. Pltf. in Error
Wm Seligman et al.
Executors &c.

No argument of this cause was continued by Mr. Joseph N. Ghoate and Mr. James O. Broadhead, of counsel for the defendants in error, and concluded by Mr. D. K. Bristow, of counsel for the plaintiff in error.

36

129	T. H. Linde Esq. et al vs. Joseph T. Sanger.	This cause was submitted to the consideration of the Court on the record

and printed argument by Mr. E. Scarth, of counsel for the appellants. No counsel appearing for the respondents.

138	The Grand Trunk Railway Co. vs. Oliver P. Cummings	This cause was argued by Mr. John Bell, of

counsel for the plaintiff in error, and by Mr. A. A. Stuart, of counsel for the defendant in error.

Ordered that the cause be argued on Monday next at twelve o'clock

Attorneys Admitted 1812

Court to adjourn until the Court met
pursuant to Adjournment

Present

The Honorable Thomas B. Hart, Chief Justice
Levi Todd
Stephen P. Read
Wm. Logan
Wm. McKinney
Robert Trimble
Thomas Mullikin
Horace Gray
Samuel Blackford

Wm. T. Barry, Esquire, Marshal
James F. McKinney, Clerk

Court this day adjourned the Court is placed

On motion first made to the Court in the
absence of Mr. George Harding it is ordered
that George H. Yeatman, Esquire, a Citizen
of Kentucky, be admitted
to practice as an Attorney and Counsellor of
this Court & he was accordingly

On motion first made to the Court in

this behalf by Mr. Philip Phillips it is ordered that C. L. Peters Esquire of Austin, State of Texas, be admitted to practice as an Attorney and Counsellor of this Court and he was sworn accordingly

On motion first made to the Court in this behalf by Mr. J. Henderson it is ordered that L. E. Payson, Esquire of Pittsfield, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George Hoadly it is ordered that Warren Higley and Howard Newcomb, Esquires, of Cincinnati, State of Ohio, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly

On motion first made to the Court in this behalf by Mr. William Mc Evoy it is ordered that William Gray Esquire

of Boston, State of Massachusetts, be ad-
mitted to practice as an attorney & Counsel-
lor at this Court and he was sworn accord-
ingly.

Elias H. Mantum, Appt.	On Appeal
E. Mantum Jr. & H. K. Swan,	from the
Elias Wade Jr. & John H. Ammon,	Circuit
Sureties &c. Cha. A. McGinnis.	Court of
vs. Plffs in Error.	the United
The United States.	States for
	the Southern

District of New York.

This cause came on to be heard on the transcript of the record from the Cir-
cuit Court of the United States for the Southern District of New York, and was argued by counsel. On consideration whereof, It is now here ordered & adjudged by this Court, that the judgment of the said Circuit Court in this cause be, and the same is hereby affirmed

Per Mr Justice Blatchford

41	John J. Fitzpatrick, surviving member of Fitzpatrick Brothers vs. Plff. in Error. Charles M. Flannagan and Geo. M. Flannagan, copartners doing business under the firm name and style of C. M. & Geo. M. Flannagan.	In Error to the Circuit Court of the United States for the Southern District of Mississippi.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Mississippi, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause against the defendant, sustaining the existence and amount of the debt due from him, and awarding execution therefor, be, and the same is hereby, affirmed; And it is further ordered and adjudged by this Court that the judgment overruling the pleas in abatement and sustaining the attachment be, and the same is hereby, reversed with costs,

And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to set aside the verdict upon the issues arising upon the pleas in abatement of the writ of attachment and grant a new trial thereof.

per Mr. Justice Matthews.

Edward McGinly, Claimant &c. vs. Edwards Mc. Hannagan and George Mc. Hannagan, plaintiffs &c. and Styles of C. M. & Co. & G. M. Hannagan.

In Error to the Circuit Court of the United States for the Southern District of Mississippi

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Mississippi, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said Circuit Court, in this cause, be, and the same is hereby reversed with

costs; and that this cause be, and the same is hereby remanded to the said Circuit Court with directions to award a new trial.

per Mr. Justice Matthews

Catharine S. Lansdale, Administratrix of Noah Sinclair, deceased vs. Appellant. Charles H. Smith & Julia Allen & Susan G. Hall

Appeal from the Supreme Court of the District of Columbia

This cause came on to be heard on the transcript of the record from the Supreme Court of the District of Columbia, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Supreme Court, in this cause, be, and the same is hereby affirmed with costs.

per Mr. Justice Harlan.

Wednesday, December 15th 1897. Continued

District of Massachusetts

This cause came to be heard on the transcript of the record from the Circuit Court of the United States for the District of Massachusetts and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby reversed with costs; And that this cause be, and the same is hereby remanded to the said Circuit Court with directions to award a new trial.

Per Mr. Justice Brown

John Hall, David Kay, John Hall et al, Copartners, doing business under the firm name and style of Hall, Kay & Co. Plaintiffs in Error, vs. St. Louis Smelting and Refining Company.

In Error to the Circuit Court of the United States for the District of Missouri.

This cause came on to be heard on the transcript of the record from the Circuit

Court of the United States for the District of Columbia and was argued by counsel. On consideration whereof it is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be and the same is hereby affirmed with costs

per curiam

Justice of Indiana pleads
Ordinance Appeal of Indiana
and Georgia &c. Indiana
vs. Fifth Circuit
Defendant Mo. Co.

Error to the Circuit Court for the District of Columbia

This cause came to be heard on the transcript of the record from the Circuit Court of the United States for the District of Columbia and was argued by counsel. On consideration whereof it is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be and the same is hereby affirmed with costs and interest until paid at the rate

of, for reasons that similar judgments
have in the Courts of this State of Michigan
per Mr. Justice Field

Wm E. Norton Executor	In Error to the
Hare Company.	Circuit Court
vs. Pigs in Error	of the United
The United States.	States for the
	Eastern District
	of Wisconsin

This cause came on to be heard on the
transcript of the record from the Circuit
Court of the United States for the Eastern
District of Wisconsin, and was argued
by counsel. On consideration whereof it is
ordered and adjudged by this
Court that the judgment of the said Cir-
cuit Court in this cause be, and the same
is hereby, affirmed.

per the Court Clerk

Ex parte: In the matter of	Petition for a
Newton Wheeler Curtis	Writ of
Petitioner.	Habeas Corpus.

Opinion.

On consideration of the petition for a Writ of Habeas Corpus and of the argument of counsel thereupon had as well in support of as against the same, It is now hereordered by the Court that said petition be, and the same is hereby denied.

per Mr. Chief Justice Taney

Dissenting:
Mr. Justice Barbour

Jacob Harris
vs. Appellant
Henry B. Nimmo
Amos T. Stephenson.

Appeal from the Circuit Court of the United States in the District of Indiana

This cause came to be heard on the transcript of the record from the Circuit Court of the United States for the District of Indiana and was argued by counsel. On consideration whereof, this Court being equally divided in opinion, It is now here ordered, adjudged and decreed by this Court, that the decree of the said Circuit Court, in this cause

Thursday December 15th 1853 continued

and the same is hereby affirmed with costs

Mr. Justice Matthews was not present during the argument of this cause

James S. Knight
vs
Samuel S. Nicholas
Appellees

Appeal from the Circuit Court of the United States for the District of Indiana

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Indiana, and was argued by counsel. On consideration whereof, the Court being sufficiently advised in the premises, It is now here ordered, adjudged and decreed by this Court that the decree of this said Circuit Court in this cause be, and the same is hereby affirmed with costs

Mr. Justice Matthews was not present during the argument of this cause

Monday, December 4th 1922. Ordered

San Independent School District of Contra Costa County, Cal. vs. Appellants F. L. Nail	On consideration of the motion to dismiss or affirm or this cause it is ordered that said motion be and the same is hereby denied.

per the Chief Justice Wait.

The Canadian Pacific Railway Co. vs. Nill. et al. Appellants.	Ordered by the Court that the consideration of the motions to dismiss or affirm in this cause be and the same is hereby set down to stand over the subsequent
The City of New Orleans vs. Nill. et al. Appellants.	

in the list, be, and the same is hereby, set down under the heading of this case on their motions.

per the Chief Justice Wait.

1130	Ellen Clark Jas. Catholecks. vs. Pltf. in Error. John H. Keith	Ordered by the Court that the consideration of the motion to dismiss in this cause be, and the same is hereby, postponed until the hearing of the case on its merits. per Mr. Chief Justice Waite
63	L. D. Mayer et al. vs. Appellants. William Hadsle	Ordered by the Court that the consideration of the motion to dismiss in this cause be, and the same is hereby, postponed until the hearing of the case on its merits per Mr. Chief Justice Waite.
113	The United States Use R. Cartridge & al. vs. Appellants. The Whitewell Ams. & al.	Consideration of the motion to docket the cause upon proof as of the 5th day of May, 1879. and to advance the cause. It is ordered by the Court

that said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Fuller.

No. 1012. Evan Price vs. The Union Central Life Insurance Company. On consideration of the motion to advance this cause, it is ordered that said motion be, and the same is hereby, granted, and the cause is assigned for argument on the second Monday in January next, after No. 1130.

Per Mr. Chief Justice Fuller.

No. 1013. Albert Grant vs. The Phoenix Mutual Life Insurance Company. Appellant. Appeal from the Supreme Court of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Supreme Court of the District of Columbia, and on the motion to dismiss which was argued by counsel. On consideration whereof, It is now here ordered, adjudged

and decreed by this Court that the appeal be and the same is hereby dismissed with costs.

Per Mr. Chief Justice Waite

Concurring

Mr. Justice Miller

The Chief Justice announced that the Court would on Thursday next adjourn until Wednesday, January 3rd 1883

Kirwan Cobb
vs. Appellant
Thomas H. Ellis

Mr. George H. Sheldon of counsel for the appellee, moves the Court for leave to submit this cause on his brief now on file, without printing the record or any portion thereof, which was opposed by Mr. Robinson C. McKenney, of counsel for the appellant. Whereupon, The Chief Justice said that counsel for the appellee could print such portions of the record as he may deem necessary for the proper presentation of the cause.

31. Hiram Cable — vs. Appellant — Thomas B. Ellis

Mr. George H. Spahr of counsel for the appellee, moved the Court for an order making certain papers filed with his name on December 2. 1852. a part of the record in this cause. Whereupon it is ordered by the Court that said motion be, and the same is hereby, denied.

300. Samuel N. Ruggles — vs. Appellants — Nelson K. Dunway, Trustee.

The motion to dismiss and the motion to correct the record in this cause were submitted to the consideration of the Court on printed arguments by Mr. P. Co. Smith, in support of the motion to dismiss and in opposition to the motion to correct the record, and by Mr. George Noarth, in opposition to the motion to dismiss and in support of the motion to correct the record.

The St. Louis Iron Mountain & Southern Railway Company, ats. Appellant. The Southern Express Company.

Mr. James O. Broadhead moved the Court to postpone the motions to dismiss in these cases which was opposed by Wm. H. H. Webb, in behalf of counsel for the appellees, who moved to submit the motions on the briefs on file, Whereupon, It is ordered that said motions be postponed until Wednesday, January 3. 1883.

Chouteau Cotton ats. Riff. in Error. Samuel C. Greenlaw, Executor &c.

Mr. Hugo Lenyon, by leave of the Court, filed and submitted to the consideration of

the Court motion for leave to intervene in this cause for the purpose of filing a brief.

The First National Bank of Youngstown, Ohio. vs. James B. Hughes, Auditor etc. (Appellant.)

Mr. motion to dismiss, affirm or advance in this cause was submitted to the consideration of the Court on the record and printed arguments by Mr. H. C. McFarland, in support of the same, and by Mr. Sidney Bring in opposition thereto.

The New York Guaranty & Indemnity Co. et al. vs. The Memphis Water Co. The City of Memphis et al. (Appellants.) 1600.

Mr. motion to substitute the Shawneetown Circuit of Gallatin County, Illinois, for the City of Memphis as a party appellant in this cause was argued by Mr. Edward Beall, in support of the same, and by Mr. J. B. Knaebel in opposition thereto.

	The Commissioners of Buncombe County et al. vs. Appellants. Orlando C. Jennings et al.	The motion to dismiss this cause was submitted to the consideration of the Court on printed arguments by Wm. Gilliam & Carter in support of the same, and by Wm. A. G. Merrimon in opposition thereto.
463	Gilliam & Hatch Commissioner of General Land Office of the State of Texas. vs. Appellant, William Preston	Wm. A. G. Merrimon of Counsel for the appellant, filed a brief & submitted to the consideration of the Court a motion to advance this cause.
	The People of the State of New York. vs. Plffs. in Error. The Mississippi & Missouri Railroad Company	The argument of this cause was commenced by Mr. Lewis Sanford of Counsel for the plaintiffs in error, and continued by Wm. Frederic R. Coudert.

Monday, December 15th 1852. Continued

Evidence of counsel for the defendant &c

Ordered that the Court do adjourn until tomorrow at twelve o'clock

Tuesday, December 19th 1882.

Pursuant to adjournment the Court met today at the Capitol.

Present.

The Honorable Morrison R. Waite Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William A. Woods Justices
Stanley Matthews
Horace Gray
Samuel Blatchford
John L. Nicolay, Esquire Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened

On motion first made to the Court in the behalf of Mr. William H. Evans it is ordered that Edward Bangs Esquire of Chicago Ill. be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly

Tuesday December 19th 1882 adjourned

On motion first made to the Court in this behalf by Mr. E. K. Valentine it is ordered that J. M. Crawford, Esquire of West Point, State of Nebraska, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

The New York Guaranty & Indemnity Co. et als. vs. Appellants.
The Memphis Water Co. Debts of Memphis et al.

On consideration of the motion to substitute The Taxing District of Shelby County Tennessee for the City of Memphis as appellee in this cause the return to the rule to show cause heretofore issued and of the argument of counsel thereupon had, It is ordered by the Court that said motion be and the same is hereby granted and The Taxing District of Shelby County Tennessee is hereby substituted for the City of Memphis as a party appellee in this cause.

Per Mr. Chief Justice Waite.

115	Andrew Antoine vs. Pltff in Error Lemuel H. Patterson Tennessee &c.	On consideration of the motion of Mr. Roger Foster for leave to withdraw the writ of error in this cause for the purpose of filing a brief, It is ordered that said motion be, and the same is hereby granted, provided twenty copies of the brief be printed ten days before the case is called for argument per Mr. Chief Justice Waite.
200	The Atchison, Topeka and Santa Fe Railroad Company vs. Appellant The United States and The United States vs. Appellant The Atchison, Topeka and Santa Fe Railroad Company.	Appeals from the Court of Claims

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued

and on the stipulation of counsel for the
and motion of Mr. Solicitor-General Phillips.
It is now here ordered and adjudged by this
Court that these appeals be and the same
are hereby dismissed.

Per Mr. Chief Justice Waite

William D. Schmidt &c
Francis Mc. Speight
vs. Mrs. Mc Ewen.
A. J. Badger Solicitor, &c.

This cause was
submitted to
the consideration
of the Court.
the record
and printed arguments by Mr. Edward
F. Hornor as Counsel for the plaintiff in
error and by Mr. Solicitor-General Phillips
of Counsel for the defendant in error, pur-
suant to Rule 16.

Jane Mc. Adams
vs. Appellant.
Sarah Southmayd &c.

Appeal from the
Circuit Court of
the United States
for the Southern
District of Mississippi.

This cause came on to be heard on
the transcript of the record from the

Circuit Court of the United States for the Eastern District of Illinois, and on the application and motion of Mr. William A. McKenney, in behalf of counsel, It is now here ordered, adjudged and decreed by this Court, that this appeal be, and the same is hereby dismissed, there costs to be paid by appellant

per Mr. Chief Justice Waite

Miriam Cable
vs Appellant.
Thomas B. Ellis

Mr. George H. Spafford, of counsel for the appellee, having filed in the Court a suggestion of a diminution of the record in this cause in the words and figures following to wit:

1. Said record does not contain or set forth the motion filed in the Circuit Court of the United States for the Northern District of Illinois to remand said cause.

2. Said record does not set forth or contain the affidavits filed in support of said motion and made a part thereof.

3. Said record does not set forth the

contain the opinions of the Hon. Judge Drummond and Sustaining said motion and remanding said cause to the Circuit Court of Peoria County in the State of Illinois.

And reason of which premises and upon hearing said the said counsel now here moved this Court to award a Writ of Certiorari to be directed to the Judges of the District Court of the United States for the Northern District of Illinois commanding them the searching the record and proceedings of said Court in this cause that they certify to this Court under the seal of said District Court whatever matters and things shall be found by the writ aforesaid. And consideration whereof, It is now hereordered by this Court that a Writ of Certiorari be and the same is hereby awarded, to be issued forthwith, and to be directed to the Judges of the District Court of the United States for the Northern District of Illinois, commanding them that searching the record and proceedings aforesaid they certify to this Court under the seal of the said District Court whatever

commissioner shall be found to the extent above enumerated and return the same with the said Writ of Certiorari forthwith to this Court.

Per Mr. Chief Justice Waite

Herman Cobb
vs. Appellant
Thomas J. Ellis.

On motion of Mr. George H. Spahr, of counsel for the appellee, leave is hereby granted him to withdraw from the files certain papers filed by him in this cause on the 2d day of December

E. A. Clark) Tax Coll. &c.
vs. (Plff. in Error.
Gabriel N. Kidd)

This cause was submitted to the consideration of the Court

on the record and printed arguments by Mr. A. J. Ellis for Defendant in Error and by Mr. Henry Cooper, of counsel for the plaintiff in error, and by Mr. [illegible] Hunt and Mr. [illegible], of counsel for the defendant in error, under the 20th rule.

61.	The People of the State of New York vs. Plffs. in Error. The Compagnie Française Transatlantique	On motion of Mr. H. McEvers, of counsel for the plaintiffs in error it is hereby ordered that he file a reply brief in this cause.
62.	The People of the State of New York vs. Plffs. in Error. The Compagnie Française Transatlantique	On motion of Mr. H. McEvers, of counsel for the plaintiffs in error.
63.	The County of San Mateo vs. Plffs in Error. The Southern Pacific Railroad Company	On motion of Mr. A. L. Rhodes, of counsel for the plaintiff in error. It is ordered that on the argument of this cause each side be allowed three hours additional time and that three counsel on each side be allowed to argue the same orally.

Tuesday December 9th 1884 continued

1163	The County of San Mateo vs. The Southern Pacific Railroad Company.	Pltff in Error.	On motion of Wm H. Sanderson, of counsel for the defendant in error, leave is hereby granted him to file a certified copy of the Journal entry of the Legislature of the State of California.
1163	The County of San Mateo vs. The Southern Pacific Railroad Company.	Pltff in Error.	The argument of this cause was commenced by Wm H. Rhodes of counsel for the plaintiff in error

Further hearing of the cause is postponed until tomorrow at twelve o'clock.

Wednesday December 20th 1871

Pursuant to adjournment the Court met today at the Capitol

Present

The Honorable Morrison R. Waite, Chief Justice

Samuel F. Miller

Stephen J. Field

Joseph P. Bradley

John M. Harlan

William B. Woods

Stanley Matthews

Horace Gray

Samuel Blatchford

John L. Stevens, Esquire, Marshal

James H. McKenney, Clerk

Proclamation being made the Court was opened

On motion first made to the Court in this behalf by Mr. A. A. Ramsey, it is ordered that Charles H. Barnett and Charles E. Abbott, Esquires, of Boston State of Massachusetts, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court one
this behalf by Mr. George F. Noan it is
ordered that George Wallace Hill Esquire
of Boston, State of Massachusetts, be admit-
ted to practice as an Attorney and Coun-
sellor of this Court, and he was sworn
accordingly.

No Township Scrip
vs. Appellants.
Eugene J. Duick et al.

Motion of Mr
Wm. A. McKenney
in behalf of coun-
sel, leave is hereby

granted the Clerk to issue the Mandate in the case.

The County of San Mateo
vs. Plff. in Error.
The Southern Pacific R.R. Co.

The argument
of this cause
was continued
by Wm. A. McKenney

Esq. counsel for the plaintiff in error, by Mr
Geo. Harding, of counsel for the defendant
in error, and by Mr A. J. Hart, of counsel
for the plaintiff in error.

On motion it is ordered that the Court adjourn
until tomorrow at twelve o'clock.

Thursday, December 4th 1879

Pursuant to adjournment the Court met today at the Capitol

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan — Associate
William B. Woods — Justices
Stanley Matthews
Horace Gray
Samuel Blatchford
John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk

Prayer by the Chief Justice

On motion first made to the Court via this behalf by Mr. Assistant Attorney General Maury it is ordered that Lyndon H. Collier, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Thursday, December 9th 1875 continued

On motion it is ordered to the Court in this behalf by Mr. T. J. Henderson it is ordered that Frank A. Baldwin, Esq. of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court, and he was accordingly

Charles E. Shelton and Rosanna Shelton vs. Appellants. Edgar McVeagh et al

On motion of Mr. L. E. Payson, of counsel for the appellants, leave is hereby granted counsel for appellants to file a reply brief in this cause

613. The County of San Mateo vs. Pff. in Error. The Southern Pacific R.R. Co.

The argument of this cause was continued by Mr. A. L. Hart, of counsel for the plaintiff in error, by Mr. Lorenzo Edmunds and Mr. T. J. Henderson, of counsel for the defendant in error and concluded by Mr. Benjamin Howard Brewster, of counsel for the plaintiff in error

Thursday, December 3rd 1877 continued

Isaac Norman	In Error to the Circuit
100 vs. Pltf. in Error.	Court of the United
The United States	States for the District
	of California

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of California, and on the motion of Mr Solicitor General Phillips, of counsel for the defendant in error, It is now here ordered and adjudged by this Court, that the judgment of the said Circuit Court in this cause, be, and the same is hereby, affirmed.

per Mr. Chief Justice Waite

The Atchison, Topeka and	On motion
Santa Fe Railroad Co.	of Mr. Fletcher
101 vs. Appellant.	Gowen
The United States	Esqr.
and	is hereby granted
The United States	the leave to
102 vs. Appellant	issue the
The Atchison, Topeka and	Mandate in
Santa Fe Railroad Co.	this cause

413. Edward A. Arthur late Collector, &c. vs. Plff. in Error. David Fox and Peter Fox.

Mr. Attorney General (Brewster) filed and submitted to the consideration of the Court motion to advance this cause

Consideration being made the Court is adjourned until Wednesday January 3d, 1883. at twelve o'clock.

Wednesday, January 3d, 1853

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice

Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William Strong
Stanley Matthews
Horace Gray
Samuel Blatchford

John G. Nicolay, Esquire, Marshal
James M. McKenney, Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. A. S. Williams it is ordered that Thomas J. Portis, Esquire, of St. Louis State of Missouri, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court and

behalf by Mr Nelson Shaw it is ordered that John H White Esquire of St Paul, State of Minnesota, be admitted to practice as attorney and counsellor of this Court upon his own proper recognizance

135. Neal Ruggles vs. Plff in Error. The People of the State of Illinois

Mr. Samuel Shellabarger, on behalf of counsel for the plaintiff in error, filed and submitted to the consideration of the Court motion to assign this cause for argument pursuant to Section 7, Rule 21.

In part. In the matter of Petition for leave to file a petition for writs of Habeas Corpus and Certiorari

Mr C. C. Nelson, for the petitioner, asked and obtained

leave of the Court to file a petition for writs of habeas corpus and certiorari, and submitted to the consideration of the Court motion for writs to show cause why said writs should not be issued

Curtis McFarren
vs. Appellant
Daniel Gregg et al. &c.

Mr. Jeremiah Hall of counsel for the appellant, suggested the death of Daniel Gregg, one of the appellees in this cause, and moved the Court for an order under the fifteenth rule to make the proper representatives parties. Whereupon, It is now here ordered by the Court that unless the proper representatives of the said Daniel Gregg, deceased, as aforesaid, shall voluntarily become parties within the first ten days of the ensuing term of this Court, the appellant shall be entitled to open the record, and on hearing have the same reversed if it be erroneous. Provided, however, that a copy of this order shall be printed in some newspaper at the seat of government, of general circulation, for three successive weeks, at least sixty days before the beginning of the term of the Supreme Court next ensuing.

Per Mr. Chief Justice Waite

1056. Albert Grant
vs. Appellant
The Phoenix Mutual
Life Insurance Co

On motion of Mr.
H. F. Watkins,
of counsel for the
appellee, leave is
hereby granted
the Clerk to issue the Mandate in this
cause.

1060. Isaac Wormser
vs. Plff. in Error.
The United States

On motion of Mr.
Solicitor General
Phillips, of counsel
for the defendant
in error. It is ordered that the judgment
of affirmance entered in this cause on the
11th day of December A.D. be, and the same
is hereby stricken out.

1060 Isaac Wormser
vs. Plff. in Error.
The United States.

In Error to the
Circuit Court
of the United
States for the
District of California.

This cause came on to be heard on the
transcript of the record from the Circuit
Court of the United States for the District

of California, and on the Stipulation of counsel on file and motion of Mr. Solicitor Gen'l Phillips, of counsel for the defendant in error, It is now here ordered & adjudged by this Court, that the judgment of the said Circuit Court, in this cause, be, and the same is hereby, reversed, on the authority of the decision of this Court in the case of Mason vs Saraent, 19th U.S. Reports, page 680; And that this cause be, and the same is hereby, remanded to the said Circuit Court to be proceeded in according to law and justice.

per Mr. Chief Justice Taney

Isaac Norman vs. Peff. in Error. The United States

260

On motion of Mr Solicitor General Phillips leave is hereby granted the Clerk to issue the mandate in this cause.

S. D. Miller et al vs. Pffs. in Error. The National Bank of Lancaster &c. Ohio

273

The motion to dismiss this cause was submitted to the consideration

of the Court on the record and printed arguments by Mr. R. J. Mernick, and Mr. M. J. Morris, in support of the same and by Mr. C. Phillips and Mr. W. Nassell Phillips in opposition thereto.

994 The Missouri Kansas & Texas Railroad Co. (as reorganized) Appellant vs. The Southern Express Co.,

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gni The St. Louis Iron Mountain & Southern Railway Co. Appellant vs. The Southern Express Co. And The Missouri, Kansas & Texas Railway Company. Appellant vs. Wm. D. Dinsmore, as President, &c.,

994 The motion to dismiss or for a writ of certiorari in No. 849, and the motions to dismiss in Nos. gni and 994, or for a writ of certiorari in No. 994, were submitted to the consideration of the Court on printed arguments by Mr. H. B. Hubs, in behalf of Mr. S. A. Lowell, in support of the

motion in No. 879, and on behalf of Mr. W. A. Seward, Mr. S. T. Glover, Mr. J. R. Shipley, Jr. Mr. Jno. Buckinridge, in support of the motion in No. 915, and in behalf of Mr. W. A. Seward in support of the motion in No. 99 and by Mr. James C. Broadhead, in opposition to the motion in No. 915, and by Mr. A. J. Dittlon, Mr. J. H. McGowan, Mr. L. C. Curtis, and Mr. A. L. Williams, in opposition to the motion in No. 99.

On motion of Mr. A. L. Williams leave is hereby granted counsel to file on or before Monday next additional briefs in opposition to these motions.

John H. Hayward
vs. Appellant
Alfred D. Andrews et al. Appellees

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Gilbert M. Speir, Jr. Mr. Ephraim Banning and Mr. Thomas A. Banning, of counsel for the appellant and Mr. L. L. Pond and Mr. E. A. Hall, of counsel for the appellees, under the 20th rule.

	Elias Eisenbaum &al Garland Foreman vs. Pffs in Error Robert E. Jenkins, Assignee &c.	This cause was submitted to the consideration of the Court on the record and printed arguments by Hon Julius Rosenthal and Mr. A. McLewis, of counsel for the plaintiffs in error and by Mr. W. J. Burgess, of counsel for the defendant in error under the 10th rule.
1135.	Robert E. Jenkins Assignee &c. vs. Pffs. in Error. The International Bank of Chicago et.	This cause was submitted to the consideration of the Court on the records and printed arguments by Mr. W. J. Burgess, of counsel for the plaintiffs in error.
1136	Robert E. Jenkins, Assignee &c. vs. Pffs. in Error. The International Bank of Chicago et.	
1137	Robert E. Jenkins Assignee &c. vs. Pffs. in Error The International Bank of Chicago et.	
1138	Robert E. Jenkins Assignee &c. vs. Pffs. in Error The International Bank of Chicago et.	

and by Mr. Julius Rosenthal and Mr. A. M. Peirce, of counsel for the defendant in error, under the 25th rule.

Ex parte: In the matter of J. B. Wall — Petitioner — This case was argued by Mr C. H. Jones, of counsel for the petitioner.

5 Original

George H. Ewell — vs. Appellant — This cause was argued by Mr William Reynolds, of counsel for the appellant, and by Mr J. K. Tucker, of counsel for the appellee.

30

Lot M. Morrill, Collector &c. — vs. Plff. in Error. — John Winston Jones &c. — This cause was argued by Mr Assistant Attorney General Maury, of counsel for the plaintiff in error, and submitted on printed ar-

40

guments by Mr. C. P. Mallocks, of counsel for the defendant in error.

Wednesday January 3d 1872 continued

111 The U.S. on behalf of
D. D. Porter et al
vs. Appellants.
The Steam Vessels
of War "Seaboard" et al

This cause was
argued by Mr.
Solicitor General
Phillips, of counsel
for the ap-
pellees and sub-
mitted on printed arguments by Mr. J. F.
Manning, of counsel for the appellants

Communication being made the Court is ad-
journed until tomorrow at twelve o'clock

Thursday January 6th 1870

Pursuant to adjournment the Court met to-day at the Capitol

Present

The Honorable Morrison R. Waite Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Nathan Clifford
Samuel Nelson

John G. Nicolay Esquire Marshal
James M. Carlisle Clerk

Proclamation being made the Court opened

On motion first made to the Court in this behalf by Mr. A. H. Garland it is ordered that A. P. Mabry, Esquire, of Fort Worth State of Texas, be admitted to practice as an attorney and counsellor of this Court and he came and took the oath prescribed by

	Augustus D. Guilliard	Mr. George F.
111.	vs. Plff. in Error.	Edmunds, of
	Thomas S. Stinnecar	counsel for the
		plaintiff in error.

submitted to the consideration of the Court

[illegible] to assign this cause for argument,

pursuant to section 4, rule 26.

	Reuben Hoffheins	On motion of Mr.
112.	vs. Appellant.	J.H.B. Latrobe, of coun-
	C. Russell & Co. Appellees.	sel for the appellant,

one hour on a side is allowed each side on the argument of this cause.

	Reuben Hoffheins	The argument of
	vs. Appellant.	this cause was com-
	C. Russell & Co. Appellees.	menced by Mr.

George H. Christy, of counsel for the appellants, and continued by Mr. George Harding, of counsel for the appellees.

Before the Court's adjournment

this cause was at [illegible] stage

Monday January 3rd 1842

Pursuant to adjournment the Court met when
present the Judges

Present

The Honorable Thomas S. Hart Chief Justice
Samuel J. Mills
Stephen A. Foot
Joseph P. Bradley
John M. Sharon
William A. Hood
Henry Matthews
Horace Gray Jr.
Samuel Hitchcock
John J. Mecray Esquire Marshal
James A. McKenney Clerk

Proclamation being made this Court is opened

On motion just made to this Court in behalf by Mr. John J. Mecray it is ordered that Horace Mc Darling Esquire of Lawrenceville State of Pennsylvania be admitted to practice as an attorney and counsellor of this Court and he was accordingly

On motion made in the case and
this day by Mr George Harding it is or-
dered that Henry D. Nolch Kiss, Esquire,
of New York City, be admitted to practice
as an attorney and counsellor of this Court
and that he be so recorded.

Alexander Aiken, John B. Sinas, Appeal
William Howard, Conrad Heany, from the
D. O'Brien, Assignee &c. Supreme
& Wife, Court of
vs. Appellants. the Ter
L. H. Percival & Brother, ritory of
Montana

This cause came on to be heard on the
transcript of the record from the Supreme
Court of the Territory of Montana, and on
the motion of counsel for the Appellants
it is ordered on motion of Mr. W^m L. Royall,
on behalf of counsel, It is now here ordered
adjudged and decreed by this Court,
that this appeal be, and the same is
hereby, dismissed with costs.

Per Mr. Chief Justice Waite

Commonwealth Claxton &c
vs Appellants
Wm Broadfoot & Gordon

Upon motion of Wm
Broadfoot & Gordon
leave is granted
them to file
transcript of the Record in cause and the Clerk is
ordered to receive the same

John Keith
vs Affirmed
The Commonwealth
of Kentucky

The motion for
a writ of error
coram nobis
and supersedeas
to the record
in this cause
heretofore presented & argued by Wm Johnson & Keene on behalf of the Plff in Error, & by counsel of the Commonwealth this day filed, is overruled

John Harding Executor of
&c Appellant
vs
Wm Harding &c Appellees

Upon motion of
the Executor
of John Harding
deceased it is
ordered that
Thomas Pindell
Esq be appointed
Master Commissioner
in this cause
to execute
the decree
heretofore
rendered
herein

Boston, January 5th 1853, continued.

The transcript of the record from the Circuit Court of the United States for the [illegible] District of Ohio and the authority of counsel for the appellant were filed and motion of Mr. Fillmore & Chase on behalf of counsel it is now here ordered, adjudged and decreed by this Court, that the appeal be and the same is hereby dismissed with costs.

Present Mr. Chief Justice Taney

Reuben Hoffman vs. Appellant Russell Pat Company	The argument of this cause was continued by Mr. George Harding of counsel for the appellee, and concluded by Hon. J. H. Labadie, of counsel for the appellant.
Simon Z. Chapman et al. vs. Appellants. The Board of Commissioners of Crawford County.	Ordered by the Court that this cause be and this

same is hereby passed subject to this pro-

London January 2nd 1833

account of Sundries

James A. Bowlby
Executrix &c. Pltff
vs
H. L. Bowlby and
Thomas H. Bowlby
Executors &c. Defts

An inquisition
this cause and an
account to this Court
of Chancery
taken for the
Plaintiff

Declaration demurred the Court argument
until Monday next at London

Monday, January 3rd 1853.

Present the Judges of the Court and
Edward Coles Capitola

Present

The Honorable Harrison G. Waite, Chief Justice
[illegible]
[illegible]
Joseph P. Bradley
John McClean Associate
William A. Woods Justices
[illegible]
Noah H. Swayne
[illegible]
John L. Norton Esquire Marshal
James K. McKinney Clerk

Proclamation being made the Court is opened

On motion first made to the Court in this behalf by Mr. Solicitor General Phillips it is ordered that John Little Esquire, of Xenia, State of Ohio, be admitted to practice as an attorney and counsellor of this Court and he takes the oath according

On motion first made to the Court

in this behalf by Mr. L. C. Paine it is ordered that James N. Sedgwick, Esquire, of Livia Co. of St. Louis, and Westbrook L. Decker, Esquire, of Denver, State of Colorado be admitted to practice as attorneys and counsellors of this Court and [illegible] sworn accordingly.

On motion first made to the Court in this behalf by Wm. Lewis Phillips it is ordered that Henry C. Tompkins, Esquire, of Montgomery, State of Alabama be admitted to practice as an attorney and counsellor of this Court and he was [illegible] accordingly.

The City of Parkersburg, Appellant, vs. Isabella Brown, Executrix of E. Brown, Wilson, Cornwell & Company, Thomas D. Shilton, Samuel K. Burge & Wm. H. Powell & Co. Appellees. Appeal from the Circuit Court of the United States for the District of West Virginia.

This cause coming on to be heard on

transcript of the record from the District Court of the United States for the District of West Virginia and was argued by counsel on consideration whereof, It is now ordered, adjudged and decreed by this Court, that the decree of the said District Court in this cause be and the same is hereby reversed with costs; And that this cause be and the same is hereby remanded to the said District Court with directions to enter an order that the bill in this cause be dismissed without prejudice to the rights of the parties to enforce their respective claims against each other in the proper forum, and that the said District Court have no power or jurisdiction to enforce the decree heretofore rendered in this cause, or to carry the same into execution, but

by the mandate for such further proceedings as may be in conformity with said opinion.

for the Supreme Court

William A. Newspaper, Esquire, Clerk of the Circuit Court of the United States for the District of Minnesota, Greeting:

Whereas, lately in the Circuit Court of the United States for the District of Minnesota, before the Judge of the District Court of the United States for the District of Minnesota, in a cause between [illegible] appellant and [illegible] appellee, a decree was rendered in favor of the said appellee, and the said appellant has appealed to the Supreme Court of the United States, as by the inspection of the transcript of the record of the said Circuit Court, which is now here, fully appears.

And whereas, on the [illegible] day of [illegible] in the Supreme Court of the United States, the said cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Minnesota, and was argued by counsel. On consideration whereof it is now here ordered and adjudged by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby reversed with costs; and

that this cause be, and the same is hereby remanded to the said District Court with instructions to dismiss the bill

per Mr. Justice Gray

No. Error to the
Circuit Court
of the United
States for the
District of
Minnesota

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Minnesota, and was argued by counsel.

On consideration whereof, it is now ordered, adjudged by this Court, that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

per Mr. Justice Matthews

No. Error to the
Circuit Court
of the United

Monday January Term 1872 Judgment

Dist for the District of Minnesota

This cause came to be heard on the
transcript of the record from the Circuit
Court of the United States for the District
of Minnesota and was argued by
counsel. On consideration whereof it
is now here ordered and adjudged by this
Court, that the judgment of the said
Circuit Court, in this cause be, and

Jesse Ross Red Rock. In Error to the
vs Circuit Court
Jesse H. Kempe of the United
States for the
District of Minnesota

This cause came on to be heard on the
transcript of the record from the Circuit
Court of the United States for the District
of Minnesota and was argued by
counsel. On consideration whereof it
is now here ordered and adjudged by this
Court, that the judgment of the said
Circuit Court, in this cause be, and

...mi...ssenbu, affirmed with costs and interest, until paid at the same rate per annum that similar judgments bear in the Courts of the State of Minnesota.

per Mr. Justice Wayne.

Joshua C. Pierce, Thomas E. Simmons & Albert H. Platt, copartners as Pierce & Simmons & Company, Plffs in Error, v. Otis A. Truesdell	In Error to the Circuit Court of the United States for the District of Minnesota.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Minnesota, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said Circuit Court, in this cause, be, and the same is hereby, affirmed with costs and interest, until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Minnesota.

per Mr. Justice

The Michigan Central Railroad Company vs. Phil. M. Fisher. James Merrick for the use of the Commercial Mutual Marine Ins. Co. of Chicago

Error to the Circuit Court of the United States for the Northern District of Illinois

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said Circuit Court in this cause be and the same is hereby reversed with costs; And that this cause be, and the same is hereby remanded to the said Circuit Court with directions to award a new trial.

Per Mr. Justice [illegible]

Lucy C. Taylor Jay. Arthur } Appeal
& Hiriet and The Connecticut } from the
Mutual Life Insurance Company. } Circuit
vs. Appellants. } Court of
Catharine Pennant. } the United
States for
the Northern District of Illinois

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois, and was argued by counsel. On consideration whereof it is now here ordered, adjudged and decreed by this Court, that the decree of the said Circuit Court, in this cause, be, and the same is hereby, affirmed with costs.

per Mr. Justice Miller

The United States } In Error to the
vs. Piff in Error. } Circuit Court
David F. Power, Pat- } of the United
rick Dennir & a Dennis } States for the
Cronan } District of
Massachusetts

This cause came on to be heard on the

transcript of the record from the Circuit Court of the United States for the District of Massachusetts, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said Circuit Court, in this cause, be, and the same is hereby, affirmed.

per Mr Justice Wayne

The United States vs. Plff. in Error. John A. Knowles and Edwin Nosford.

In Error to the Circuit Court of the United States for the District of Massachusetts.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Massachusetts and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause, be and the same is hereby affirmed.

per Mr. Justice Wayne

Francis E. Gray
vs. Appellant.
Ex-Chief Justice

Appeal from the
Court of Claims.

This cause came on to be heard on the
transcript of the record from this Court
of Claims, and was argued by Counsel
On consideration whereof, It is now here
ordered and adjudged by this Court,
that the judgment of the said Court
of Claims, in this cause, be, and the same
is hereby, affirmed.

per Mr. Justice Miller.

James Patterson for the use
of Thomas L. Brower.
vs. Pff in Error.
Franklin Syed Justice

In Error to the
Circuit Court
of the United
States for the
Northern District
of Illinois.

This cause came on to be heard on the
transcript of the record from the Circuit
Court of the United States for the Northern
District of Illinois, and was argued by
Counsel. On consideration whereof, It is

Monday January 3rd 1870 Continued.

Statements of counsel supported by this Court that the judgement of the said Circuit Court in this cause be and the same is hereby affirmed with costs.

Per Curiam Waite Chief

Frederick H. Hamburger
Peter H. Hamburger and
Jacob Pfh. Hamburger
vs
Joseph H. Hamburger

Appeal from the Circuit Court of the United States for the District and Southern Division of Illinois.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court, that the decree of the said Circuit Court, in this cause be and the same is hereby affirmed with costs.

Per Curiam Waite Chief Justice Mailed

The Grand Trunk Railway Company of Canada. vs. Oliver P. Cummings. Pff. in Error. In Error to the Circuit Court of the United States for the District of Maine.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Maine, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said Circuit Court in this cause be and the same is hereby affirmed with costs and interest, until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Maine.

per Mr Chief Justice Taney

Collector of the Port of Portland & Customs, &c. vs. John Winslow Jones. Pff. in Error. In Error to the Circuit Court of the United States for the Dis-

Dist of Maine.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Maine, and was argued by counsel. On consideration whereof, It is ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause, be, and the same is hereby, reversed with costs and interest, until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Maine.

Per Curiam Dismissed

Edwards & Shelton and Benjamin Shelton, Appellants, vs. Edgar McLanahan et al. Appeal from the Circuit Court of the United States for the Northern District of Illinois

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois, and was argued by counsel.

Monday January 5th 1852. continued

Cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Ohio, and on the motion to dismiss or affirm which was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause, be, and the same is hereby, affirmed with costs.

(per Mr. Chief Justice Taney.

The First National Bank of Youngstown Ohio vs. James D. Hughes, late Sheriff of Mahoning County, Ohio, Thomas H. Johnson, treasurer of said County, & Thomas Bonner, Ohio

Appeal from the Circuit Court of the United States for the Northern District of Ohio

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Ohio, and on the motion to dismiss or affirm which was argued by counsel. On consideration whereof, It is now here ordered, adjudged and

Monday, January 5th 1852, continued.

The Union Canal Co. of Pennsylvania
Bank of do.
vs. Appellants.
The United States.

Ordered by the Court that this cause be and the same is hereby set down for argument next after No. 93 on the first Monday in March next.

per Mr. Chief Justice Nelson

Samuel S. Ruggles
vs. Appellant.
Isaac Lawrence, Trustee, &c.

On consideration of the motion to dismiss and for leave to withdraw the record in this cause. It is ordered that leave be, and the same is hereby granted to withdraw the transcript of record in this cause for the purpose of having it properly certified. If it is returned before the first Monday in March next duly authenticated, the motion to dismiss will be denied, otherwise it will be granted.

per Mr. Chief Justice Nelson

William M. Nash, Commissioner
of the Kentucky Land Office of Texas.
vs. Appellant.
William Preston

On motion to advance

It is ordered that said motion be and the same is hereby granted and the cause assigned for argument next after No. 135 on the first Monday in March next.

By the Chief Justice.

John Pirtle
vs. Pltf. in Error.
The Commonwealth
of Kentucky

On consideration of the motion here made by Mr. Crittenden in behalf of the plaintiff in error to dismiss this writ of error heretofore allowed as improvidently allowed as against the same, It is ordered that said writ of error be, and the same is hereby dismissed.

per Curiam. Chief Justice Taney

The Connecticut River Railroad Company
vs. Plff in Error.
Michael Navagaire

In Error to the Superior Court of Hampden County, State of Massachusetts

This cause came on to be heard on the transcript of the record from the Superior Court of Hampden County, State of Massachusetts, and on the Stipulation of counsel on file, and motion of Mr. Henry L. Dawes, in behalf of counsel, It is now here ordered and adjudged by this Court that the writ of error in this cause be and the same is hereby dismissed, Costs in this Court to be paid by plaintiff in error.

per Mr. Chief Justice Waite

William S. Williamstal
vs appellants.
E. L. Morgan et al

The motion to advance
in this
cause

the motion to postpone the same until the hearing of the cause on the merits were submitted to the consideration of

Monday January 20th 1908 continued

the Court on January 20th 1908 on motion of John C. Cunningham on behalf of the appellants and on application of the motion to postpone until the 3rd day of the October term on suggestion of the Attorney General

Eastern Alkali et al
vs Appellants
Eastern Texas

The record of this Court in this case, upon the application of counsel for the appellants and it appearing to the Court that there is not sufficient time to have the record printed and filed in this Court in time for the hearing at this term, it is ordered that the same be and it hereby is continued for the October term 1908

Eastern Alkalies et al
vs Appellants
Eastern Texas

This cause was submitted to the Court on the printed record and briefs and arguments by Mr. C. F. Keasby and Mr. J. C. Counsel, of counsel for the appellants, and by Mr. Walter H. Smith, of counsel for the appellee

The Chicago & Alton R. R. Co.
vs. Pillsbury in Error
The Virginia Fire & Marine Insurance Co.
vs.
The Chicago & Alton R. R. Co.
vs. Pillsbury in Error
The Virginia Fire & Marine Insurance Co.

The Counsel of the Plaintiff in Error, in which of course, he is entitled to the opening and close of the argument, was heard, pursuant to the 32nd rule.

The Chicago & Alton R. R. Co.
vs. Pillsbury in Error.
The Virginia Fire & Marine Insurance Co.
vs.
The Chicago & Alton R. R. Co.
vs. Pillsbury in Error.
The Virginia Fire & Marine Insurance Co.

These cases were submitted to the Court on the printed arguments by Mr. Chester N. Krum and Mr. C. Beckwith, of counsel for the plaintiff in error, and by Mr. S. T. Hoverland Mr. J. R. Shipley, of counsel for the defendant in error.

D. Dicker Walter R. Myrick, Sarah E. Acker, Miriam J. Acker, and Frank J. Acker ~~[illegible]~~ to the Supreme Court of said County ~~[illegible]~~ praying the decree of the Special Term of said Court in Equity dismissing the bill in said cause with costs that upon said Special Term ~~[illegible]~~ to the Supreme Court of the United States was granted and allowed on said 29th May, 1852, on behalf of the complainants.

Witness my hand and seal of office of said Court

(Seal) January 11 1852.

P. J. Meigs
Clerk Supreme Ct. U.S.
By P. J. Meigs Jr Asst"

and having said that the appellants have altogether failed to file the record of said cause in this Court or in anyway to prosecute said appeal, moved the Court, in pursuance of the 7th rule, to have said appeal docketed and dismissed. Due consideration whereof, It is now here or-

Monday January 8th 1883 continued

Court adjudged and decreed by this Court that this appeal from the Supreme Court of the District of Columbia be and the same is hereby docketed and dismissed with costs; And that this cause be and the same is hereby remanded to the said Supreme Court to be proceeded in according to law and justice.

Opinion of Mr. Chief Justice Waite

No. [illegible] Appeal from the Supreme Court of the District of Columbia. Thomas Lyon Blackburn and Alexander McKenzie Ellicott Executors &c Appellants vs George Rockwood Brown Appellee. On motion of Mr. Charles C. Cole counsel for the appellee it is ordered by the Court that the appeal in this cause be and the same is hereby docketed and dismissed with costs.

And the following certificate

The United States of America } ss
Southern District of Ohio }

I, William C. Howe Clerk of the United States Circuit Court within and for the District aforesaid

declaring which interlocutor cause
within "George Rice" owner of "George Rice
No. 1" and the cause was dismissed and
the Steamboat "James Jackson", Andrew
Lyon Claimant and Alexander McDonald
were respondents, on the 10th day of July
1882 a final decree was rendered
by the said Court in favor of libellant
vs. Andrew Lyon, as owner of said Steam
boat and Alexander McDonald as
surety for the sum of Five thousand, Four
hundred and seventy-three $^{00}/_{100}$ Dollars ($5473.00)
costs and interest and execution upon
the appeal bond and Supersedeas bond
for the payment of said sum be the penal
of (Five Hundred) Fifty-seven hundred dollars
against Andrew Lyon, as owner and
Alexander McDonald as Sureties Thereon
as sureties and for costs, and an appeal
allowed, which appeal was perfected
on the twenty-fourth day of August
A.D. 1882, by filing an appeal bond,
which appears of record in this cause.

In witness whereof I have
hereunto set my hand and

Houdan January [illegible]

Appeal the seal of said Court
Seal at the City of Cincinnati, Ohio
this 5th day of December, A.D. 1857.
William C. Howard, Clerk
And hereupon it is ordered that the appellants have
thirty days to file the record of said
cause in this Court & in the mean time to prose-
cute said appeal, and the bond of
security in the [illegible] be approved
appeal docketed and dismissed.
consideration whereof. It is now here ordered
adjudged and decreed by this Court that
this appeal from the Circuit Court of the
United States for the Southern District of Ohio
be, and the same is hereby, docketed and
dismissed with costs; and that this man-
date and the same is hereby commanded.
to the said Circuit Court to be executed
in accordance to law and [illegible]
Per Mr. Chief Justice Taney

William W. Irvine and
Leonard R. Fletcher, Executors
vs.
Ludovic C. Cleaman, Assignee

On motion
of Mr. H.
Smith for
on behalf of

Wm. Keighler and Appellants
vs.
Reuben S. Eaton, Administrator, &c.

The motion to dismiss in this cause was submitted to the Court on printed arguments by Mr. George Wiley, in support of the same and by Mr. Isaac Newhouse, in opposition thereto.

James N. Embry, Admr. &c. Plff. in Error
vs.
H. Eaton, Jr. & H. Eaton, Admrs. &c. et al.

The argument of this cause was continued by Mr. A. J. Morrison, of counsel for the plaintiff in error, by Mr. Emanuel Talley, of counsel for the defendants in error, and concluded by Mr. Edward Lander, of counsel for the plaintiff in error.

Monday January 7th 1822 Continued

Indictment
vs.
Samuel McGuire,
Treasurer &c.

Motion
of the Counsel
was continued
by Wm. Wirt
& Rawle
counsel for the plaintiffs in error

Proclamation being made the Court adjourned
until tomorrow at twelve o'clock

Tuesday January 9th 1855

Pursuant to adjournment the Court met today at the Capitol

Present.

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray Jr.
Samuel Blatchford

Jaine L. Nicolay, Esquire, Marshal.
James M. McKenney, Clerk.

Prayer motion being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Hager Swayne it is ordered that Le Grand Young, Esquire, of Salt Lake City, Utah Territory, be admitted to practice as an Attorney and Counsellor of this Court and he was sworn accordingly.

Tuesday January 9th 1883 ordered

Horace A. Goodrich Assignee in bankruptcy of the Illinois Central R.R. Co. Appellant
vs.
Andrew Jackson Graves of Northern District of Illinois. Appeal from the Circuit Court of the United States for the

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois, and on the authority of counsel for the appellant as cited and on motion of Mr James Saunders, of counsel. It is now here ordered, adjudged and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

Per Mr Chief Justice

Horace A. Goodrich Assignee &c. vs. Appellant
Andrew Jackson Graves On motion of Mr James Saunders,

on behalf of counsel, leave is hereby granted the Clerk to issue the Mandate in this cause

212 James C. Haselton
vs. Pff. in Error
Thomas O'Connor

In Error to the
Circuit Court of
the United States
for the Middle

District of Tennessee.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Middle District of Tennessee, and on the motion of Mr. Benton McMillin of counsel for the defendant in error and consent of counsel for the plaintiff in error on file, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed, each party paying their own costs in this Court.

Per Mr. Chief Justice Waite

213 James C. Haselton
vs. Pff. in Error
Thomas O'Connor

On motion of
Mr. Benton
McMillin,
of counsel for the

defendant in error leave is hereby granted

Tuesday, January 9th 1838 continued

The Court to hear the Arguments in the cause

Andrew Anderson
vs. Pltff. in Error.
Samuel C. Swanson,
Deft. in Error &c.

On motion of
Wm. Holloway
L. Royall
counsel for the
plaintiff in error
leave is hereby granted him to file a
additional brief in this cause within
ten days.

Andrew Anderson
vs. Pltff. in Error.
Samuel C. Swanson,
Deft. in Error &c.

The argument
of this cause
was continued
by Wm. Holloway
& Royall of
counsel for the plaintiff in error, by Wm.
F. S. Blair, of counsel for the defendant in
error, and concluded by Wm. Gilliam
L. Royall, of counsel for the plaintiff
in error.

Tuesday January 6th 1857 continued

James W. Lowell et als. vs. Apps. The St. Louis Mutual Life Insurance Company

Ordered by the Court that this cause be and the same is hereby passed

The Inhabitants of the Township of Montclair vs. Pltfs. in Error. Edwards & Lowe

The Inhabitants of the Township of Montclair vs. Pltfs. in Error Thomas Ramsdell

The argument of these cases was commenced by Mr. J. A. McClure, of counsel for the plaintiffs in error, and continued by Mr. John F. Kinne, of counsel for the defendants in error in the suit.

Cause further heard and the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, January 10th 1883

Pursuant to adjournment the Court met today at the Capitol

Present

The Honorable Morrison R. Waite Chief Justice
Samuel Miller
Stephen J. Field
Joseph P. Bradley
John Mc. Lean Absent
William B. Woods
Stanley Matthews
Horace Gray
Samuel Blatchford
John M. Harlan, Esquire, Marshal
[illegible]

On motion duly made to the Court in this behalf by Mr. Wade Hitchcock it is ordered that A. C. Merritt, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he [illegible]

On motion duly made to the Court in this behalf by Mr. Horace F. Edmunds it is ordered that [illegible]

Esquires of Lawrence, State of Kansas, and Martin L. Clarke, Esquire of [illegible] State of Wisconsin be admitted to practice as attorneys of this Court, and they were sworn accordingly.

On motion duly made to the Court in this behalf by Mr. L. P. Sanford it is ordered that F. C. Lamb, Esquire, of Madison, State of Wisconsin, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion duly made to the Court in this behalf by Mr. C. K. Garland it is ordered that Robert A. Burton, Esquire of Hasbrouck, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Theodore Hartshorne et al. vs. John F. Williams Lee &c. Appellants

On motion of Mr. M. L. Clarke, on behalf of

Petitions presented and referred.

Counsel for the applicants moved leave granted the Court to issue the Writs as prayed.

The Inhabitants of the Township of Montclair vs. Stephen Crane & Others

The Inhabitants of the Township of Montclair vs. Stephen Crane & Others

An examination of witnesses continued in the above cases for the defendants on the part of the Defendants, and on motion of Counsel for the Defendants ordered that the Depositions be taken before the Commissioners appointed for the purpose.

The Town of Bloomfield vs. City of Newark

The Town of Bloomfield vs. City of Newark

Argument of the Counsel in the above cases for the plaintiffs and Defendants

Proclamation having been made the Court is adjourned until tomorrow at twelve o'clock

Court met pursuant to adjournment the Court met today at the Capitol

Present

The Honorable Morrison R. Waite Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray
Samuel Blatchford
John A. Campbell Esquire Marshal
James H. McKenney, Esq. Clerk

Proceedings being read when

On motion first made to the Court in this behalf by Mr. C. A. Walker it is ordered that Samuel M. Bruinerd Esquire of Erie State of Pennsylvania be admitted to practice as an attorney and counsellor at this Court and he accordingly

[illegible]

In the Circuit Court of the United States
in the District of Colorado, sitting at Denver.

It is ordered that heretofore and
to wit: the 29th day of January A.D. 1883. the
same being one of the regular judicial days
of the October Term A.D. 1882. of said Court
before the Honorable Moses Hallett Judge
the following proceeding was had & en-
tered of record, to wit:

[illegible]

In Chancery
Bill for Receiver
and otherwise

vs.

Charles E. Teckenreg
Isaac Hallett, William
Warren Williams &
[illegible]

At this day comes the

said complainant by C. H. Pierce Esq. his solicitor and the said defendants William P. Mathis, Susan Mathis and Robert Alexander by S. H. Miller Esq. their Solicitor &c &c

And the matter of the said petition and demand thereof coming on to be heard and having been submitted to the Court and by the Court duly considered, and the Court being now sufficiently advised in the premises, It is ordered by the Court, that said petition and demand thereof to the Court be granted that the said motion be granted.

Whereupon it is ordered that this cause stand removed to the Federal Court at Tuscaloosa County State of Alabama for further proceedings thereon according to law.

And thereupon the defendants aforesaid pray an appeal from the order aforesaid to the Supreme Court of the United States, which is allowed them, conditioned nevertheless that within thirty (30) days from this day they file herein their bond in said appeal, in the sum of seven

... dollars ($1,500.00) with sureties to be approved by a Judge of this Court.

United States of America, }
District of Colorado } ss.

I, Edward S. Bishop, Clerk of the Circuit Court of the United States for the District of Colorado, sitting at Denver, do hereby certify the above and foregoing to be a true, perfect and complete transcript and copy of the order granting petitioners bond and writ of error in said Court and in the cause therein mentioned wherein Charles E. Richmond was complainant and Charles E. Richmond and others were defendants as fully and completely as the same now remains of record in my office.

And I do further certify that the said defendants filed their bond for appeal in this Supreme Court on the 11th day of February (A.D. 1882.

In testimony to the above (Seal) I have hereunto set my hand and affix the seal of said

Present [illegible]

Proceedings in the Court at the Capitol

Present

The Honorable [illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

On motion [illegible]

On motion first made to the Court in behalf by Wm. George Hulbert it is ordered that William B. Stone Esquire a Counsellor of the Supreme Court of the State of Iowa be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly

Daniel Dickenson & Daniel O Dickenson impleaded with D. Madison vs Plffs in Error. Thomas McKillan, Administrator of Charles Rogers deceased	In Error to the Supreme Court of the Territory of Utah

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of Utah, and it appearing to the Court from the stipulation on file that the parties have agreed that the criminal action in this cause shall be dismissed by this Court at the costs of the plaintiffs in error; It is therefore in accordance with said stipulation and on the motion of Mr. Walter S. Smith in behalf of counsel Ordered and adjudged that the said Original action be, and the same is hereby, dismissed. And it is further ordered that the plaintiffs in error pay the costs made in said cause.

per Mr. Chief Justice Waite

Sudan, January 1st 1833. continued

James L. Kirkman and
vs. Phips in Error.
Thomas McElderry, Admr. &c.

Appeal from
the U.S.
Court
of Md.

Decree of
Court
in favor of
Appellees
with costs.

Decree of Court of Appeals affirmed with costs.

Archibald Peter, Executor
of Wm. Bennett.
vs. Phips in Error.
Benj. McElderry, Surviving
Executor.

This cause
was submitted
to the
Court
on the record
as to the
Defendant
in Error.

and printed arguments by Mr. James
T. Mansfield, of counsel for the Plaintiff
in error, and by Mr. Solicitor General
Phillips, of counsel for the defendants
in error, under the Act

Sarah Bousfield and
John Bousfield
vs. Appellants.
Benjamin S. Roosevelt,
Assignee of John Bousfield
and John Poole.

Appeal from
the Circuit
Court of the
United States
for the Northern
District of N.

Session, January 12th 1882 continued

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Ohio, and on the stipulation on file and motion of Mr. George Hilliard of counsel for the appellee, It is now here ordered, adjudged and decreed by this Court, that this appeal be, and the same is hereby, dismissed with costs per Mr. Chief Justice Waite

The Executors of Jas. Wade vs. Plff. in Error
The Southern Pacific R.R. Co.

Mr. S. H. Sanderson of counsel for the defendant in error, asked and obtained leave to file stipulation of counsel to correct record in this cause.

Henry C. Turner vs. Plff in Error
The State of Maryland

The argument of this cause was concluded by Mr. F. C. Brown of counsel for the plaintiff in error.

Saturday January 23rd 1858 continued

Benjamin Hayden
vs. Appellants
Charles Manning

The argument
of this cause
was resumed
by Mr. [illegible]
Pritchett who concluded his argument
and was followed by Mr. Stone & Long
who argued for the appellee.

Coleman Chapman the Sheriff of
Mecklenburg at Lunenburg

Tuesday, January 12th 1892

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Ohio, and on the stipulation on file and motion of Mr. George Hoadly of counsel for the appellee it is now here ordered, adjudged and decreed by this Court, that this appeal be, and the same is hereby, dismissed with costs

per Mr. Chief Justice Waite

The County of San Mateo
vs. Error to &c.
The Southern Pacific R.R. Co.

Mr. Frederick of counsel for the defendant in error moved and obtained leave to file stipulation of counsel to correct record in this cause.

Henry C. Turner
vs. Writ of Error
The State of Maryland

The argument of this cause was concluded by Mr. J. K. Cowen of counsel for the plaintiff in error.

Sudan, January 2nd 1908 continued

Supreme Regent
vs. Appellant
Charles Manning

The foregoing
appeal
was argued
by Mr. L. N.
Mitchell
and submitted by Mr. Seeras C. King
remaining for appellee.

Proclamation being made the Court is adjourned
until Mondamus at Sudan o'clock

Monday, January 15th 1883

Pursuant to adjournment the Court met today at the Capitol

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray
Samuel Blatchford
} Associate Justices

John G. Nicolay, Esquire, Marshal
James M. McKenney, Clerk

Proclamation having been made, the Court is opened

On motion duly made by Mr. George F. Edmunds, it is ordered that William A. M. Stewart, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was thereupon accordingly

Monday January 19, 1874 continued

On motion ordered that this cause be heard on the briefs by Mr. J. A. Campbell & Mr. Edward Mc Pherson & Counsel, Expenses of printing the briefs to be retained & paid as costs in the case and counsel of this Court may be heard orally if they desire.

On motion ordered that this cause be heard on the briefs by Mr. J. A. Campbell & Mr. Edward Mc Pherson & Counsel that Oliver Bronson Smith Esquire of New York City be admitted to practice as an attorney and counsellor of this Court and be assigned to the docket.

William A. Richardson and Samuel Phillips Esquires Assistants Secretary of the Treasury & Counsel for Appellee.

vs.

Appeal in Error from the Circuit Court of the United States for the District of Louisiana.

No. Clerk to docket cause upon the usual fees for the Appellee.

This cause came on to be heard on the transcript of the record from the Circuit

Court of the United States for the Eastern District of Louisiana, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Woodbury.

Jesse K. Sayward
vs.
Wm. Whitbank
Alfred K. Andrews,
Thomas J. Hayden Ed.
K. L. Andrews.

Appeal from the Circuit Court of the United States for the Northern District of Illinois.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court, that the decree of the said Circuit Court in this cause be, and the same is hereby affirmed with costs.

Per Mr. Justice Matthews.

Maryland, January 15th 1812. Continued.

transcript of the record from the Circuit Court of the United States for the Southern District of Illinois, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court, that the decree of the said Circuit Court, in this cause, be, and the same is hereby affirmed with costs.

per Mr. Justice Livingston.

The Mayor &c Aldermen of the City of Savannah, Appellants. vs. Morris Ketchum, surviving Trustee, Eugene Kelly, Trustee. Appeal from the Circuit Court of the United States for the Southern District of Georgia.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Georgia, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court, that the decree of the said Circuit Court, in this cause, be, and the

The United States on behalf of David D. Porter and others, Officers & Men of the North Atlantic Squadron	Appeal from the Supreme Court of the District of Columbia
vs. Appellants.	
The Steam Vessels of War Seabird & Texas, Beaufort &c &c.	

This cause came on to be heard on the transcript of the record from the Supreme Court of the District of Columbia, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court, that the decree of the said Supreme Court in this cause, &c. and the same is hereby affirmed with costs

per Mr. Justice Lucas

S. D. Miller, E. B. Miller, John M. Miller & Susan Miller.	In Error to the
vs. Plffs. in Error.	Court of
The National Bank of Kentucky & John Meyer.	Appeals of the State of Kentucky

This cause came on to be heard on the

transcript of the record from the Court of Appeals of the State of Kentucky, and on the motion to dismiss which was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby dismissed for the want of jurisdiction.

per Mr. Chief Justice Waite.

Mr. Justice Miller took no part in the decision of this cause.

Ex parte: In the matter of Selah B. Bares, Petitioner. On consideration of the motion of the petitioner for a rule to show cause why writs of habeas corpus and certiorari should not issue, It is ordered that said motion be, and the same is hereby, denied.

per Mr. Chief Justice Waite.

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934 William L. Williamson et al. vs. Columbus R. Morgan et al. Appellants. Ord ered by the Court that the [illegible]

consideration of the motion to dismiss this cause be, and the same is hereby postponed until the hearing on the merits.

for the Chief Justice Waite

William C. Kingsbury
Ezra Sawyer
vs.
City of Galveston
Rufus A. Eaton, Admr &c.

Ordered by the Court that the further consideration of the motion to dismiss in this cause be, and the same is hereby postponed until the hearing on the merits.

for the Chief Justice Waite

The Bank of Ohio
vs.
Pitt in Exon
William A. Carey.

On consideration of the petition for a re-hearing in this cause, It is ordered by this Court that the judgment of this Court entered in this cause on the 30th day of October, 1882, be, and the same is hereby set aside and the cause ordered for re-argument on Monday next. No brief on the part of the plaintiff in error must be filed and no argument

the Respondent [illegible] before
February 8th that the Respondent
cross must be filed and a copy served
on the Plaintiff on or before Feb
ruary 29th and the reply of the Plain
tiff in error must be filed and served
by March 8th

The attendance of counsel is dispensed
with to the question whether the Co.
had power under its Charter or other
wise to make a donation as found in
the case and for the purposes mentioned
in the finding of facts

upon the Brief [illegible]

The President [illegible] Counsel
for Appellants
[illegible] Counsel for Respondents

Case motion
of Pitts. &c.
Dismissed
of costs

for the appellants, It is ordered that the
decree dismissing and dismissing this cause
entered on the 8th instant be, and the same
is hereby rescinded, and a writ of error
is hereby granted to docket the cause on pay
ment of costs.

1076	Albert Grant vs. Appellant The Phoenix Mutual Life Insurance Co.	Mr. H. A. Wise, of counsel for the appellant, the brief of which had been submitted to the consideration of the Court prior to the Mandate issued in this cause.

115	Benjamin Naylor vs. Appellant. Charles Manning.	The argument of this cause was continued by Mr George A. King, of counsel for the appellee, and concluded by Mr. L. K. Mitchell, of counsel for the appellant.

Argument being made the Court is adjourned until to-morrow at twelve o'clock.

January Session 1st 1872

Pursuant to adjournment the Court met today at the Capitol

Present

The Honorable [illegible] Chief Justice

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

Proclamation being made the Court is [illegible]

On motion first made to the Court in this behalf by Mr. George F. Kear it is ordered that George Putnam Smith, Esquire of New York City, be admitted to practice as an attorney and counsellor at this bar and thereupon accordingly.

On motion first made to the Court in this

Thereupon Mr. C. C. Bennett it is ordered that R. P. Buxton, Esquire, of Carlisle State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

John Bush
vs. Pltff in Error.
The Commonwealth
of Kentucky.

This cause was argued by Mr. L. P. Tarlton, Jr. of counsel for the plaintiff in error, and by Mr. H. C. P. Breckinridge and Mr. J. O. Hunt, of counsel for the defendant in

Lewis Pace
vs. Pltff in Error.
The State of Alabama.

This cause was argued by Mr. N. C. Tompkins, of counsel for the defendant in error, and submitted on printed argument by Mr. J. P. Tompkins, of counsel for the plaintiff in error.

Proclamation being made the Court is adjourned until tomorrow at Ten [illegible]

Wednesday January 4th 1809

Present the Supreme Court and Court of Oyer and Terminer at the Capitol.

Present

The Honorable Morrison R. Waite Chief Justice
Samuel Nelson
Joshua V. Spencer
Joseph C. Yates
John W. Norton Assistant
William B. Rees
Stanley Matthews
Isaac Lagrange
Samuel Beardsley
John L. Nicoll Esquire Marshal
James N. McKown Clerk

Proclamation being made Court is opened.

On motion leave was granted to the Court on the behalf of Wm. L. McKeachie it is ordered that William Longfellow Esquire of New York be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion leave was granted to the Court on the

Motion by Mr. G. G. Bennett it is ordered that N. G. Hibbard, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

1091. The Mutual Alliance Co. vs. Appt. in Error. John L. Kimball

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Hall Wilson of counsel for the plaintiff in error and by Mr. J. G. Mathews, of counsel for the defendant in error, under the 20th rule.

1101. The Atlantic Works vs. Appellant. Edwin L. Brady Appt.

1102. Edwin L. Brady vs. Appellants. The Atlantic Works.

These cases were argued by Mr. Assistant Attorney General Maury, of counsel for the Atlantic Works and by Mr. William A. Abbott, of counsel for Edwin L. Brady.

Thursday January 9th 1868 continued

Thomas Cochran et al
vs. Pltfs. in Error
Augustus Schell, late Collr &c
Deft

Mr Garland
Attorney General
Evarts for pltfs and
submitted to the
consideration of the
Court motion to
reverse the decree

Augustus Schell late Collr &c
vs. Pltf. in Error
Thomas Cochran et al

Henry H. Chapman et al
vs. Appellants
The Board of County Com-
missioners of Douglass
County, Nebraska.

Argument of
the cause was
commenced by
Mr Holt for Genl
of counsel for
the appellants
and continued by Mr Lyon Hoffman
of counsel for the appellees

Proclamation being made the Court is adjourned
until tomorrow at twelve oclock

Pursuant to adjournment the Court met today at the Capitol.

Present.

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William Strong
Noah H. Swayne
Samuel Blatchford
Associate Justices.

Intermediate terms except the last is ignored.

On motion first made to the Court in this behalf by Mr. E. H. Lapsley it is ordered that Columbus M. Dwell, Esquire, of Syracuse, State of New York, be admitted to practice as an attorney and counsellor of this Court upon his due and accordingly

The City of Parkersburg
vs. Appellant
Stabilia Brown et al.

On motion of Mr. L. C. Cole, of counsel for

12 H

Thursday January 17th 1884 continued

the appellant Louise is hereby granted the leave to issue the Mandate in this cause.

Henry H. Chapman et al
vs. Appellants.
The Board of Commissioners
of Douglas County Nebraska.

The argument in this cause was continued for the January Term.

Mr. Connell of counsel for the appellees and concluded for Mr. George Miller, of counsel for the appellants.

Henry H. Chapman's Exr. and
Exr. Executrix Louise C. Ely,
and William A. Ely by Louise
C. Ely his guardian
vs. Appellants.
The Board of County Commissioners

Mr. Miller of counsel for the appellants suggested to the Court the death of Louise C. Ely, and that William A. Ely had attained his majority & had been appointed administrator of said Louise C. Ely, and moved the Court for leave to enter the appearance in his own right and as Administrator of Louise C. Ely, deceased, as a party appellant in this cause

Thursday January 18th 1855

Thereupon, It is ordered that William
C. Ely in his own right and as Administra-
tor of Louise C. Ely, deceased, as aforesaid
be, and he is hereby, substituted and made
a party appellant in this cause.

Ely et al Executors
vs. Appellant
William F. Knauth,
impleaded &c.

This cause was
argued by Mr. A. L.
Hinkley, of counsel
for the appellant
and submitted on
printed argument by Mr. Johnson one
of counsel for the appellee.

Declaration hereupon the Court is informed
that Lawrence and Carter & Hand

Circuit Court of the United States

Motion for admission to the Court in this
case by Mr. D. G. Donovan is ordered
that Edward S. Knapp, Esquire, of Boston
in the State of Massachusetts be admitted to prac-
tice as an attorney and counsellor of this
Court and subscribe the roll of attorneys.

Motion for admission to the Court in this
case by Mr. J. K. McGowan is ordered
that Charles H. Rockwell, Esquire, of Hart-
ford in the State of Connecticut be admitted to practice
as an attorney and counsellor of this Court
and subscribe the roll of attorneys.

Bark Lucy of Boston
vs
Appeal from
Lawrence Latham

Motion of
Mr. H. P. Lee
with a counsel
for the Appellant
to amend the Mandate in this cause
is granted. The Clerk
is ordered the Mandate in this cause.

The American Bible Society
vs
Appellants

Motion of
Mary Rice

Motion of
Mr. H. P.
Spooner, on
behalf of

London, January 19th 1878 - Continued

Between Thomas Hedley
Appellant
and
Owen B. Lambourne
Respondent

The Appellant Hedley
appealed to the
Court of Appeal
from the decision of
the Lord Chancellor
made on the 20th and
19th days of December
1877 & March 1878 respectively
Mr. Jessel Q.C. and Mr. Page
Hood appeared for the Appellant
and by Mr. Serjt. Pollock and Mr.
H. R. Page appeared for the Respondent

The Bishop of Rochester
&
Others
Plaintiffs
and
Matthew M. Bates
Defendant

The Plaintiffs
obtained a decree
against the
Defendant
in the Court
of Chancery
on the 20th and
21st days of November
1877 and the Defendant
appealed from the decree
The appeal was argued by Mr. Francis Mc. Naghten,
Mr. J. C. Cunningham, Mr. Lawrence
Holden, and Mr. John Mc Mullan, of counsel
for the Plaintiffs in error, and by Mr. T.
C. Madden and Mr. R. J. Lidbetter, of counsel
for the Defendant in error

910. The Township of Usborne
vs. Pltf. in Error.
The Astor Fire Insurance Co. Def. in Error.

This cause was submitted to the consideration of the Court, under the 20th rule.

The record and printed arguments by Mr. Francis McKnight and Mr. J. C. Cummingham, of counsel for the plaintiff in error, and by Mr. C. J. Bain and Mr. Lash Q.C. of counsel for the defendant in error.

911. The Township of Usborne
vs. Pltf. in Error.
The First National Bank of Hamilton. Def. in Error.

This cause was submitted to the consideration of the Court, under the 20th rule.

The record and printed arguments by Mr. Francis McKnight and Mr. J. C. Cummingham, of counsel for the plaintiff in error, and by Mr. James A. Black, of counsel for the defendant in error.

912. The Township of Usborne
vs. Pltf. in Error.
George H. Sandford. Def. in Error.

This cause was submitted to the consideration of the Court under

Pending [illegible]

[illegible] motion [illegible]
argued by Mr. Francis [illegible] Esquire and
Mr. [illegible] Cunningham of counsel for the
plaintiff in error and by Mr. [illegible] of
counsel for the defendant in error

The Township of [illegible]
vs. Writ of Error
John Mc Donough

Not reported
submitted to the
consideration of
the Court under
the 24th rule on the record and printed
arguments by Mr. Francis [illegible] Esquire
of counsel for the plaintiffs in error
by Mr. J. C. Matthews and Mr. [illegible]
of counsel for the defendant in error

Pat Hoppins Brew Co.
vs. Writ in Error.
The City of East St. Louis.

Pleas and
submitted to
the consideration
of the Court,
under the 24th rule, on the record and
printed arguments by Mr. A. P. Burton
of counsel for the plaintiff in error, and by
Mr. McMilland and Mr. J. McFarlin of counsel
for the defendant in error.

Sunday, January 19th 1868. continued

The Town of Pana
vs. Pfff in Error.
(M. Bowes Cla. J. S.)
Will not further etc

This cause was submitted to the consideration of the Court, under the 21st Rule, on the record and printed arguments of counsel for the plaintiff in error and by Mr. George A. Sanders, of counsel for the defendant in error

The County of Madison
vs. Pfff in Error.
Thompson McNamara

This cause was submitted to the consideration of the Court, under the 21st Rule, on the record and printed argument by Mr. Charles P. Wise, of counsel for the plaintiff in error, and by Mr. J. C. Mathews, of counsel for the defendant in error.

The City of Quincy
vs. Pfff in Error.
Mary Cook Executrix etc

This cause was submitted to the consideration of the Court, under the 21st Rule, on the record and printed

Friday, January 9th 1885 adjourned

Court opened. Mr. E. Delafield, of counsel for the defendant in

Fidelity Trust Company of New York vs. Edward Fitzgerald

This cause was submitted to the Court, under Rule 20

by Mr. J. Coming Judd and Mr. H. T. Whitehouse, of counsel for the plaintiff, and by Mr. L. C. Fletcher, of counsel for the defendant

Fidelity Trust Company of New York vs. Edward Fitzgerald

This cause was submitted to the Court, under Rule 20

by Mr. J. Coming Judd and Mr. H. T. Whitehouse, of counsel for the plaintiff, and by Mr. L. C. Fletcher, of counsel for the defendant

The Union Trust Company of New York
vs. Appellants.
E. E. Southee & Brothers.

This cause was submitted to the consideration of the Court under the 30th rule, on printed arguments by Mr. Edward Judd and Mr. H. J. Whitehouse for the appellant, and by Mr. J. C. Walker for the appellee.

The County of Richland
vs. Appellant.
George McBee & Company.

This cause was submitted to the consideration of the Court under the 30th rule, on printed arguments by Mr. George [illegible] and Mr. [illegible] for the plaintiff in error, and by Mr. D. T. Corbin of counsel for the defendant in error.

Joshua B. Elliott
vs. Appellant.
Lucas A. Jackson et al.

Ordered by the Court that this cause be, and the same is hereby, dismissed, subject to [illegible]

153 | Howard Stebbins vs. Pitt. in Error. Plaint's Executrix. | This cause was argued by Wm. John H. Ross of counsel for the plaintiff in error, and submitted on printed arguments by Wm. George Hyde of counsel for the plaintiff in error, and by Wm. Thomas Penn, of counsel for the defendants in error

154 | The Township of Quickaming vs. Pitt. in Error. Samuel Wm. Carpenter. | This cause was argued by Wm. Edward Bacon, of counsel for the plaintiff in error and by Wm. Wm. J. Smith of counsel for the defendant in error

Proclamation being made the Court is adjourned until Monday next at twelve o'clock

Monday January 24th 1820

Present the respective members of the Court and bar
at the Capitol

Present

The Honorable Henry Potter Chief Justice

Samuel Potter
Stephen J. Potter
Joseph Peace
John McLaurin
William R. Reed
Thomas Cheshire
Isaac Guy
James Hatchard

Associate Justices

John L. Wilson, Esquire Attorney General
James R. McDonough Clerk

Proclamation was made the Court is opened

On motion Court made to the Court in this
behalf by the Attorney General it is ordered
that John P. Johnson, Esquire, a Practi-
tioner of North Carolina, State of New York be ad-
mitted to practice as an attorney and
counsellor of this Court and he was
sworn accordingly.

On motion first made to this Court in this behalf by Mr. John A. Finch it is ordered that Wallace Bruce Esqr of Hudson upon State of Indiana, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly

On motion first made to the Court in this behalf by Mr. Hartley K. Smith it is ordered that Benjamin H. Canby, Esquire, of East St. Louis, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly

On motion first made to this Court in this behalf by Mr. George N. Pendleton it is ordered that William F. Webb, Esquire, of Cincinnati State of Ohio, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly

On motion first made to the Court in this behalf by Mr. R. P. Hunter it is ordered that Stanley Matthews, Esquire of Cincinnati, State of Ohio, be admitted to practice as an

attorney and counsellor of this Court, and s
was sworn accordingly

On motion leave is granted to the Counsel
behalf by Mr. [illegible] it is ordered that
D. A. Kenny, Esquire, of Portland, State
Oregon, be admitted to practice as an attor
ney and counsellor of this Court and he
was sworn accordingly

Reuben Hoffman
vs. Appellant.
G. Russell Jr. & Company.
Thomas Russell, Heirs
& Miller & James L. Turner.

Appeal from
the Circuit
Court of the
United States
for the North
District of Ohio

This cause came on to be heard on the
transcript of the record from the Circuit
Court of the United States for the North
District of Ohio, and was argued by
counsel. On consideration whereof, It
is now here ordered, adjudged and decreed
by this Court, that the decree of the said
Circuit Court, in this cause, in so far
as it dismisses the bill, be and the

same is hereby, affirmed with costs.

Per Mr. Justice Blatchford.

The Mutual Insurance Company. vs. Ophelant Indiana Insurance Company.

Appeal from the Circuit Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged & decreed by this Court that the decree of the said Circuit Court, in this cause, be, and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to enter a decree dismissing the bill with costs for the reasons stated in

Per Justice Miller
Mr. Chief Justice Waite

Andrew Glass & Samuel R. Cabeen and Samuel E. Tompkins. vs. Andrew Glass

Appeal from the Circuit Court of the United States for the District of New Jersey.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of New Jersey, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court, that the decree of the said Circuit Court, in this cause, be, and the same is hereby affirmed with costs.

Per Mr. Justice Wayne.

1st. The United States vs. R. G. Harris et al.

Plaintiff

On a certificate of division in opinion between the Judges of the Circuit Court of the United States for the Western District of Tennessee.

This cause came on to be heard on the

Counsel of the case from the Circuit Court of the United States for the Western District of Tennessee and the judges of the said Circuit Court have divided in opinion on the point of the constitutionality of the Section of the Revised Statutes of the United States on which the indictment in the case is based, being Section number fifty four hundred and twenty (5420) thereof and which is certified to this Court for its opinion agreeably to the act of Congress in such case made and provided and on which argument has been had. On consideration whereof it is the opinion of this Court that the question certified be answered in the negative. Whereupon it is now here ordered and adjudged by this Court that it be so certified to the said Circuit Court.

Per Mr. Justice Woods.

Dissenting:

Mr. Justice Harlan

Monday January 28th 1850 Continued

The Treasury Department vs. Orlando Brown

Error to the District Court of the United States for the Southern District of New York

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of New York and was argued by counsel. On consideration whereof it is now here ordered and adjudged by this Court that the judgment of the said District Court in this cause be and the same is hereby affirmed with costs and interest to be paid at the same rate per annum that similar judgments bear in the Courts of the State of New York.

The Town of Thompson in the County of Sullivan vs. Orlando Brown

Error to the District Court of the United States for the

Monday January 22d 1863 Appeals

Southern District of New York

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said Circuit Court in this cause be and the same is hereby affirmed with costs and interest, until paid, at the same rate per annum that similar judgments bear in the courts of the State of New York.

per Mr. Justice Nelson

The City of Detroit
vs. Appellant.
Thompson Dean and
The Mutual Gas
Light Company.

Appeal from the
Circuit Court of
the United States
for the Eastern
District of Michigan.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Michigan, and was argued by counsel. On consideration whereof, It is now here

Monday January 22, 1852, continued

adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby affirmed with costs. And that this cause be remitted to the said Circuit Court with directions to dismiss the bill without prejudice.

per Mr. Justice Field.

Augustus F. Abadie
vs. Appellant.
Charles P. Chouteau, Edmund Harrison, Bruce B. Allen, Charles N. Carr, George K. Budd, Theodore Lawless, Charles P. Kennett

Appeal from the Circuit Court of the United States for the Eastern District of Missouri.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Missouri, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged & decreed by this Court, that the decree of the said Circuit

Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Waite.

1130. E. A. Briant, Tax Collector &c. vs. Pillow in Error. } In Error to the Supreme Court of the State of Tennessee.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Tennessee, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Chief Justice Waite.

1126. Thomas Cochran et al. vs. Pillow in Error. } On consideration of the motion to advance these cases, It is ordered that said motion be, and

1129. Augustus Pillow Tax Collector &c. vs. Pillow in Error. Thomas Cochran et al } [illegible]

the same is overruled, overruled and the cause assigned for argument on the first Monday in March next after the 4th

per Curiam. Chief Justice Nash.

Albert Grant
vs. Appellant
The Howard Mutual
Life Insurance Co.

On consideration of the motion to dismiss the appeal in this cause. It is ordered that said motion be, and the same is hereby denied.

per Curiam. Chief Justice Nash.

The Connecticut Mutual
Life Insurance Company.
vs. Appellants
Anna C. Cushman et al.

On consent of Mr. Stanly & Mr. Winslow for the appellants, leave is hereby granted to file a supplemental transcript in this cause.

Monday, January 21, 1889. Continued.

Edward Bostwick, Receiver, &c.
vs. Pltff. in Error.
Theodore Brinkerhoff, &c.

On motion of Mr. J. Tatlock of counsel for the defendant in error leave is hereby granted to withdraw from the transcript of the record filed in this cause the criminal Rendition from the Court of Appeals of the State of New York, therein pages 112, 116, 117 and 118 of said record, on leaving a copy of such excipt for the same.

The Green Bay & Minnesota Railroad Company.
vs. Pltff. in Error.
The Union Steamboat Co.

This cause was argued by Mr. H. C. Sanford, of counsel for the plaintiff in error, and by Mr. F. J. Lamb, of counsel for the defendant in error.

Upon motion it is ordered that the cause be continued until tomorrow at twelve o'clock.

Tuesday January 23d 1849

Pursuant to adjournment the Court met
here at the Capitol.

Present

The Honorable Harrison B. Hall, Chief Justice
Samuel D. Hastin
Stephen J. Field
Joseph P. Bates
John M. Taylor
Alpheus Felch
Isaac Wellhouse
Horace Gray Jr.
Samuel Merrill

John B. Nicolas, Esquire, Marshal
James A. McKinney Clerk

Proclamation being made the Court is opened

On motion first made to the Court in this
behalf by Mr. J. P. Hoskell it is ordered that
John Cosgrove, Esquire of Zanesville,
State of Ohio, be admitted to practice
as an attorney and counsellor of this
Court and he was sworn accordingly

Augustus Hilliard
vs. Pltff. in Error
The United States

In Error to the Circuit Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and on the motion of Mr Solicitor General Phillips, of counsel for the defendant in error. It is now here ordered and adjudged by this Court, that the judgment of the said Circuit Court in this cause, be, and the same is hereby, reversed; And that this cause be, and the same is hereby, remanded to the said Circuit Court to be proceeded in according to law and justice.

per Mr. Chief Justice Waite

936

Augustus S. Paggs, Collector of Customs of the Port of New Orleans.
vs. Pltff. in Error.
Patrick H. Pepper.

In Error to the Circuit Court of the United States for the Eastern District of Louisiana.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Louisiana, and on the motion of Mr. Solicitor General Phillips, of counsel for the plaintiff in error, It is now here ordered and adjudged by this Court, that the writ of error in this cause be, and the same is hereby, dismissed with costs

per Mr Chief Justice Taney

Algernon S. Badger, Collector of Customs of the Port of New Orleans, Pltf. in Error. vs. Patrick H. Peyton

In Error to the Circuit Court of the United States for the Eastern District of Louisiana

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Louisiana, and on the motion of Mr. Solicitor General Phillips, of counsel for the plaintiff in error, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and

Tuesday, January 22nd, 1856, continued.

the same is hereby dismissed with costs.

per Mr. Chief Justice Waite

	J. R. Whitaker and Elizabeth Whitaker	The argument of this cause was commenced
126.	vs. Appellants.	by Mr. John C. Finch,
	George K. Pancbrake,	of counsel for the ap-
	Assignee.	pellants, continued
		by Mr. A. G. Harris,

of counsel for the appellee, and concluded by Mr. Samuel Shellabarger, of counsel for the appellants.

	The United States,	This cause was
	Intervenor	argued by Mr.
51.	vs. Appellant.	Solicitor General
	James K. Wilson,	Phillips, of counsel
	Bankrupt.	for the appellant
		& counsel appear-

ing for the appellee

	The United States	The argument
	vs. Appellant	of this cause
	The Farmers' Insurance Co.	was commenced
	& Bank &c.	by Mr Curtis

Attorney General Maury, of counsel for the appellant, and continued by Wm Allen Butler, of counsel for the appellee.

Proclamation having been made, the Court is adjourned until tomorrow at twelve o'clock.

Wednesday January 2nd 1883

Pursuant to adjournment the Court met today at the Capitol

Present.

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan — Associate
William B. Woods — Justices
Stanley Matthews
Horace Gray
Samuel Blatchford
John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk

Proclamation being made the Court is opened

No. Mounted Scales vs. Appellant. The Shawmut Insurance Co. & Regla, &c.

The argument of this cause was continued by Mr. William A. Butler, of counsel for the appellee, and concluded by Mr. Assistant Attorney General Maury of counsel for the appellant.

150

	The New York Guaranty & Indemnity Co. et al.	This cause was argued by Mr.
60.	vs. Appellants	J. B. Neeson
	The Memphis Water Co. et al.	of counsel for the appellees.

and submitted on printed arguments by Mr. W. M. Randolph, of counsel for the appellants.

	Cohen & Sinsheimer	In error to the
61.	vs. Aff. in Error.	Supreme Court
	The Commonwealth	of Appeals
	of Virginia	of the State of
		Virginia

This cause came on to be heard on the transcript of the record from the Supreme Court of Appeals of the State of Virginia, and the plaintiff in error having been three times solemnly called by the Marshal to come into Court and prosecute his writ of error, and failing to appear. It is therefore, in pursuance of the 16th rule of this Court, and on the motion of Mr. F. S. Blair, of counsel for the defendant in error, now here ordered and adjudged by this Court, that

this cause be, and the same is hereby, dismissed with costs; And that this cause be, and the same is hereby, remanded to the said Supreme Court of Appeals to be proceeded in according to law and justice

per Mr. Chief Justice Waite

Moses Annan et al
vs. Appellants
The United States

The argument of this cause was commenced by Mr. Harvey Spalding, of counsel for the appellants

Whereupon it was ordered the Court adjourned until tomorrow at twelve o'clock

Washington, December 24th, 1853

Proclamation announcing the death and
funeral of the Justice

Present

The Honorable Thomas Ewing Chief Justice
Samuel Nelson
Robert C. Grier
Joseph R. Smith
John M. Wayne
William Wilkins
Peter V. Daniel
Samuel Nelson
John A. Campbell
James M. McKinley

Proclamation being made the Court opened

On motion first made to the Court in this behalf by Wm. D. A. Dickerson it is ordered that W. G. Cochran, Esquire, of Cincinnati, State of Ohio, be admitted to practice as an attorney and counsellor of this Court and he was duly accordingly

On motion first made to the Court in this

Whereupon by Mr. D. H. Armstrong it is ordered that James P. Kirby, Esquire, of Louisville, State of Kentucky, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

	Reuben Clark	Upon motion of
44	vs. Appellant.	Mr. E. A. Dickerson
	The Gilbert & Barker	of counsel for the
	Manufacturing Co.	appellant herein
	Ux.	it is hereby ordered
	Reuben Clark	that Clerk be
100	vs. Appellant.	issue the Mandate
	The Gilbert & Barker	in these causes.
	Manufacturing Co. et al	
	Moses Kean et al	The argument of
201	vs. Appellants	this cause was
	The United States	concluded by
		Mr. Stevens

[illegible] of counsel for the appellants, and was submitted on printed arguments by Mr. Solicitor General Phillips, of counsel for the appellee.

Thursday January 9th 1862 continued

Joseph L. Nail
vs. Appellant
Neal Macomade &
N. Urban
&
Joseph L. Nail
vs. Appellant.
Master, Palmer &c.

63

65

On motion of Mr. E. J. Henderson, of counsel for the appellant, on leave allowed counsel on each side to the argument of this cause

Joseph L. Nail
vs. Appellant
Neal Macomade
and N. Urban
&
Joseph L. Nail
vs. Appellant.
Master, Palmer &c.

63

65

The argument of this cause was commenced by Mr. Thomas A. Logan of counsel for the appellant, and continued by Mr. James Morse of counsel for the appellees.

Further hearing of the cause is postponed until tomorrow at ten o'clock.

Sunday January 26th 1852

Court opened pursuant to the Court not having
met the Capitol

Present

Hon. Leonard Harrison C. Hall, Associate
Samuel F. Vinton
Joseph H. Larwell
John W. Wilson Associate
William J. Reeds Justices
Thomas Whittlesey
Horace Kinney
Samuel Galloway

Jesse A. Corcoran, Esquire, Marshall
James A. McKenney, Clerk

Proclamation being made the Court is opened

On motion it is ordered by the Court that the bond
heretofore by Thomas A. Logan it is ordered that Lewis McKenzie, Esquire
of Cincinnati, State of Ohio be admitted
to practice as an attorney and counsellor
of this Court and he was sworn accordingly

On motion it is ordered by the Court that

Friday, January 26th 1883, continued.

10	Joseph L. Hall vs. Appellant Asa Macomber and al. Appellees	No argument of this cause was commenced by Mr. L. Dickinson, of counsel for the appellant
11	Joseph L. Hall vs. Appellant Central Baltimore &c	
12	Henry Blucher, Assignee &c. vs. Appellant The Masonic Savings Bank et al.	No argument of this cause was commenced by Mr. R. H. Cumshaw, of counsel for the appellant, and continued by Mr. James P. Milne, of counsel for the appellees.

Court adjourns until Monday next at twelve o'clock

Monday January 29th 1866

Pursuant to adjournment the Court met at
the Capitol

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William Strong
Noah H. Swayne
Samuel Nelson

John G. Nicolay, Esquire, Marshal
James N. McKenney, Clerk

Proclamation being made the Court is opened

On motion first made to the Court on this day by Wm. E. Hunter it is ordered that George Walker, Esquire, of the State of New York be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly

On motion first made to the Court on

Monday January 19th 1852 continued

this behalf by Mr. T. N. McCantin it is ordered that Morris McJohn, Esquire, of Little Rock, State of Arkansas, be admitted to practice as an attorney and counsellor of this Court and he was accordingly

Ex parte Jas. Reed made to the Court in this behalf by Mr. H. Gallett Phillips it is ordered that John F. Andrew Esquire of Boston State of Massachusetts, be admitted to practice as an attorney and counsellor of this Court and he was accordingly

Henry J. Rogers
vs. Appellant
William F. Durant
complainant in the
James N. Davis et al

Appeal from the Circuit Court of the United States for the Northern District of Illinois

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois, and was argued by counsel. On consideration whereof It is now here ordered, adjudged and decreed

by this Court, that the decree of the said Circuit Court, in this cause be, and the same is hereby reversed; Ordered that this cause be, and the same is hereby remanded to the said Circuit Court with directions to enter a decree dismissing the bill for want of jurisdiction, with the costs in that Court, and without prejudice to the right of the plaintiff to sue at law, and that each party pay his own costs on this appeal.

Per Mr. Justice Daniel

James H. Easton Administrator of C. H. Stanton deceased vs. Wm. Pitt. in Error.

William L. Palmer vs. Thomas Palmer Administrator of C. H. Stanton, decd. & Wm L. Palmer

In Error to the Supreme Court of Errors of the State of Connecticut.

This cause came on to be heard on the transcript of the record from the Supreme Court of Errors of the State of Connecticut, and was argued by counsel. On consideration

[illegible] January [illegible]

[illegible] reversed by this Court, that the decree of the said Supreme Court of Errors, in this cause be and the same is hereby reversed and for naught held: And that this cause be and the same is hereby remanded to the said Supreme Court of Errors with instructions to reverse the decree of the Superior Court within and for the District of Columbia and to direct that Court to sustain the demurrer to the bill.

per Wm. Cranch Chief Justice

Richard Bates, Executor	In Error to
Isaac D. Barnard	the Supreme
vs. Plff. in Error.	Court of the
Walter Jones Register	District of
of the Orphans	Columbia

This cause came on to be heard on the transcript of the record from the Supreme Court of the District of Columbia, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said Supreme Court, in this cause be and the

Monday January 8th 1838 continued

Resolved by the Representatives of the State of Alabama in General Assembly convened

That Josiah Beck be and he is hereby appointed Commissioner to take the proof of the execution of the Deed of Conveyance executed by the Governor of this State to the United States for the Land on which the Fort Mitchell is situated

Approved January 8th 1838

Resolved by the Representatives of the State of Alabama in General Assembly convened

That the Governor be and he is hereby authorized to draw his warrant on the Treasurer of this State in favor of Thomas Bragg for the sum of Two hundred and fifty dollars for his services as Commissioner to take the proof of the execution of the Deed of Conveyance executed by the Governor of this State to the United States for the land on which the Fort Mitchell is situated

Approved January 8th 1838

Resolved by the Representatives of the State of Alabama in General Assembly convened

That the Governor be and he is hereby authorized to draw his warrant on the Treasurer of this State in favor of Thomas Bragg for the sum of Two hundred and fifty dollars for his services as Commissioner to take the proof of the execution of the Deed of Conveyance executed by the Governor of this State to the United States for the land on which the Fort Mitchell is situated

Approved January 8th 1838

121	Edward Sawyer vs. Plff in Error. Geo. Saltmarsh, James Saltmarsh and Rand S. Saltmarsh Executors of Joseph Saltmarsh deceased.	In Error to the Circuit Court of the United States for the Eastern District of Missouri.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Missouri, and was argued by counsel. On consideration whereof, it is ordered and adjudged by this Court, that the judgment of the said Circuit Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr. Justice Bradley

108	Town Pace vs. Plff in Error. The State of Alabama	In Error to the Supreme Court of the State of Alabama.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Alabama, and was argued by counsel. On consideration whereof, it is

Supreme Court
of the United States
October Term 1878

No. 1

Appeal from the Circuit Court of the United States for the District of Oregon

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Oregon, and was argued by counsel. On consideration whereof, it is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby reversed with costs; and that this cause be and the same is hereby remanded to the said Circuit Court with directions to dismiss the bill for the want of jurisdiction and without prejudice to any other action in proper cases.

per Mr. Justice Miller

Robert C. Perkins as assignee
&c. vs. Error to
Jonathan & Samuel L. Heald &c.
31. in. Ejct. in Error. the Supreme
Court of
the State
of Illinois

Jacob H. Wilshire, Isaac H. Wilshire, and David Fenn, and George Wilshire, Jacob H. Wilshire, William H. Wilshire, Isaac Wilshire, James W. Wilshire, Ella Pomeroy, Fannie Pomeroy, John F. Rogers, John K. Green, Stephen G. Balcer, and Edwin G. Badger who is dead &c. defendants in error.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Illinois, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said Supreme Court, in this cause, be, and the same is hereby affirmed with costs

per Mr. Justice Miller

No. 1. In Error to the Supreme Court of the State of Illinois.

Samuel S. Hall
vs.
Elijah Ewer.

The International Bank of Chicago, and John Bennock, Amanda M. Walker, Simon K. Walker, Francis M. Walker, Celine Leonthal, and Joseph Austrian, cited to show cause &c.

This cause came to be heard on the transcript of the record from the Supreme Court of the State of Illinois, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said Supreme Court in this cause, and the same is hereby, affirmed with costs.

Per Mr. Justice Miller.

The Township of Chickaming
vs. Pltff. in Error
Samuel Cox Compromise

In Error
to the Cir-
cuit Court
of the
United States for the Eastern District of
Michigan

This cause came on to be heard on the
transcript of the record from the Circuit
Court of the United States for the Western
District of Michigan, and was argued by
counsel. On consideration whereof it is now
here ordered & adjudged by this Court,
that the judgment of the said Circuit Court,
in this cause be, and the same is hereby
affirmed with costs and interest, and
be paid at the same rate per annum
that similar judgments bear in the Courts
of the State of Michigan.

per Mr. Chief Justice Waite.

838

The Chicago and Allen
Railroad Company.
vs. Pltff. in Error.
The Auditor General

In Error to the
Circuit Court
of the United
States for the
Eastern District

of Missouri.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Missouri and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court, that the judgment of the said Circuit Court in this cause be, and the same is hereby affirmed with costs.

per Mr Chief Justice Waite.

The Chicago and Alton Railroad Company. vs. Pitts. Fire Iron & Nail Company.

In Error to the Circuit Court of the United States for the Eastern District of Missouri.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Missouri, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the

said Circuit Court, in this cause be and the same is hereby, affirmed with costs.

per Mr. Chief Justice Waite

No. St. Louis, Iron Mountain & Southern Railway Company. vs. Appellant. Vs. Southern Express Company.

On consideration of the motion to dismiss in this cause and of the argument of counsel thereupon had as well in support of as against the same, It is ordered that said motion be, and the same is hereby, denied.

per Mr. Chief Justice Waite

The Missouri, Kansas and Texas Railway Company vs. Appellants. W. B. Dinsmore, as Resident &c.

On consideration of the motion to dismiss in this cause and of the argument of counsel thereupon had as well in support of as against the same, It is ordered that said motion be, and the same is hereby, denied.

per Mr. Chief Justice Waite

The Missouri, Kansas & Texas Railway Company, Appellant
vs.
H. S. Lennon &c. Appellees.

On consideration of the motion for a writ of Certiorari in this cause; It is ordered that said motion be and the same is hereby, denied.

per The Chief Justice Waite

The Memphis & Little Rock R.R. Co. (as reorganized) Appellant
vs.
The Southern Express Co.

On consideration of the motion to dismiss in this cause and of the argument of Counsel thereupon had as well in support of as against the same; It is ordered that said motion be, and the same is hereby, denied.

per The Chief Justice Waite

The Memphis & Little Rock R.R. Co. (as reorganized) Appellant
vs.
The Southern Express Co.

On consideration of the motion for a writ of Certiorari in this

cause, It is ordered that said motion be and the same is hereby, granted.

per Mr. Chief Justice Waite

Andrew Albright et al vs. Appellants
No 1121 Jackson Iles

On motion of Mr. Walter S. Smith of counsel for the appellee, Leave is hereby granted the Clerk to issue the Mandate in this cause.

Charles F. Kring vs. Plff in Error.
No 1011 The State of Missouri

Mr. Jeff. Chandler of counsel for the plaintiff in error, this day submitted to the consideration of the Court motion to advance this cause, Whereupon, It is ordered that said motion be and the same is hereby, granted and the cause assigned for argument on the 3rd day of March next after No. 1124.

John Devlin
vs. appellant
Benjamin S. Hilton Jr. ed
William A. Dickinson

Mr. Frank H. Hackett, of counsel for the appellees, presented to the Court a certificate from the Clerk of the Supreme Court of the District of Columbia and moved the Court to docket and dismiss this cause pursuant to the 6th rule. Whereupon the Court not being now here sufficiently advised of and concerning what order to render in the premises took time to consider.

John D. Bates
vs Plff. in Error.
Horatio S. Young and
Frank Young, partners
as Young Brothers

Mr. Fillmore Beall, of counsel for the defendants in error having filed in open Court the following certificate, to wit:

"United States of America
Southern District of Illinois,
In the United States Circuit Court } ss.

I, John A.

James Dixon of the Circuit Court of the United States within and for the Southern District of Illinois, do hereby certify that in a certain cause lately pending in said Court wherein Horatio S Young and Frank Young partners as Young Brothers were plaintiffs and John L Dailey was defendant, judgment was rendered in favor of said plaintiffs on the 19th day of January A D 1862 for the sum of Six thousand one hundred and thirty-nine dollars and eighty-seven cents <$6,139.87>; And that afterwards a writ of error to the Supreme Court of the United States was allowed and sued out by the defendant in said cause, which said writ of error was made returnable to the October Term A D 1862 of said Supreme Court of the United States: all of which fully appears of record in my office

In testimony whereof I have hereunto set my hand and affixed the seal of said Court at my office, in the City of Springfield, in said District, this 24th day of January in the year of our Lord One thousand

<Seal>

eight hundred and eighty three
and of our Independence, the one
hundred & seventh year
Jno. A. Jones, Clerk

and having stated that the plaintiff in error had altogether failed to file the record of said cause in this Court or in any way to prosecute said writ of error, moved the Court, in pursuance of the 9th rule, to have said writ of error docketed and dismissed. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause to the Circuit Court of the United States for the Southern District of Illinois be, and the same is hereby, docketed and dismissed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court to be proceeded in according to law and justice.

per Mr. Chief Justice Waite

Warren Cummins, Assignee of John H. Summers a bankrupt.
vs. Appellant.
L. D. Floyd widow & Admnistratrix of J. P. Floyd dcased & Emmeline Floyd, Rudolphus Floyd, Lucretia Floyd, Ellis F. Floyd, Minas F. Floyd, Martha C. Floyd, John N. Floyd, James Floyd, Richard Floyd, Mathew Odum and wife Sarah, and John D. Bien, guardian ad litem for above minors

1853

Mr. Fillmore Scott of counsel for the appellees. Having filed in open Court the following

certificate, to wit:

"Circuit Court of the United States
For the Middle District of Tennessee

I, Lewis T. Baxter, Clerk of the Circuit Court of the United States for the Middle District of Tennessee, do hereby certify that in a cause lately pending in said Court wherein Warren Cummins, Assignee of John H. Summers a bankrupt, was Complainant, and L. D. Floyd widow and Admx. of J. P. Floyd, dece

Clementine Floyd, Rudolphus Floyd, Lucretia Floyd, Ellis J. Floyd, Minas F. Floyd, Martha E. Floyd & H. Floyd James Floyd, Richard Floyd Mathew Odum and wife Sarah, and John D. Quinn, guardian ad litem for above minor defendants, a final decree was rendered in said cause on the 8th day of January A.D. 1879, in favor of the said defendants and against the said complainant. Whereupon the said complainant prayed an appeal to the Supreme Court of the United States which was allowed

In testimony whereof I hereunto subscribe my name and affix the seal of the said Circuit Court this 22d day of January AD 1883

(Seal)

Lewis T. Baxter, Clk.

and having stated that the appellant had altogether failed to file the record of said cause in this Court or in any way to prosecute said appeal, moved the Court, in pursuance of the 9th rule, to have said appeal docketed and dismissed. On consideration whereof, It is now here

ordered, adjudged and decreed by this Court that this appeal from the Circuit Court of the United States for the Middle District of Tennessee be, and the same is hereby, docketed and dismissed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court to be proceeded in according to law and justice.

Per Mr. Chief-Justice Waite

1017. John Crossin & Sons Limited's vs. Pfff in Error. The City of New Orleans et al. The motion to dismiss or affirm in this cause was submitted to the consideration of the Court on printed arguments by Mr. U. P. Jerman in support of the same, and by Mr. Henry C. Miller, in opposition thereto.

165. Harry Lucas, Assignee &c. vs. Appellant. The Masonic Savings Bank et al. The argument of this cause was concluded by Mr. E. H. Armstrong of counsel for the appellant.

Proclamation having made the Court adjourned until

Tuesday, January 30th 1883

Pursuant to adjournment the Court met to-day at the Capitol

Present

The Honorable Morrison R. Waite, Chief Justice
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray &
Samuel Blatchford
Associate Justices

John G. Nicolay Esquire, Marshal
James H. McKenney, Clerk

Proclamation being made the Court is opened

On motion first made to the Court in this behalf by Mr J. S. Black it is ordered that Franklin S. Richards Esquire, of Ogden, Territory of Utah, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr John Van Vorhis it is ordered that Charles H. Goodyear, Esquire of Buffalo, State of New York, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr J. M. Wilson it is ordered that William H. Doolittle, Esquire, of Washington, District of Columbia, Edward Taggart, Esquire, of Grand Rapids, State of Michigan, and Alfred Mills, Esquire, of Morristown, State of New Jersey, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr Assistant Attorney General Maury it is ordered that Frank P. Prichard, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an attorney

and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr Charles Levi Woodbury, it is ordered that Henry L. Nelson, of Boston, State of Massachusetts, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

The Edwin Forrest Home		In error to
379 vs.	Pliffin Error	the Circuit
William B. Forrest		Court of the
		United States

for the Southern District of New York

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and on the stipulation of counsel on file and motion of Mr William Allen Butler in behalf of counsel -

It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed, each party paying their own costs.

per Mr. Chief Justice Taney

299 The Edwin Forrest Home vs. Plff in Error William B. Forrest.

On motion of Mr. Wm. Allen Butler, in behalf of counsel, leave is hereby granted the Clerk to issue the Mandate in this cause.

159 The United States vs. Appellant The Steamer "Nuestra Senora de Regla" &c.

On motion of Mr. Wm Allen Butler, of counsel for the appellee, leave is hereby granted him to file an additional brief in this cause.

William D. Stewart
Admr of Joseph B. Stewart
deceased
Vs Appellant
Hamilton G. Faut.

This cause was submitted to the consideration of the Court on the printed record by Mr J. M. Wilson, of counsel for the Appellant, and by Mr T. P. Crittenden of counsel for the appellee, per stipulation.

George E. Bowden, Receiver
Vs. Appellant
Jacob C. Johnson et al.

This cause was argued by Mr J. A. Creswell of counsel for the appellant and by Mr T. T. McCarter, of counsel for the appellees

Cassius A. Read
vs. Pltff in Error
The City of Plattsmouth

The argument of this cause was commenced by Mr John F. Dillon of counsel for the plaintiff in error.

Proclamation being made, the Court is adjourned until tomorrow at ten o'clock

Wednesday January 31st 1883

Pursuant to adjournment the Court met to day at the Capitol

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray &
Samuel Blatchford

John G. Nicolay Esquire, Marshal
James H. McKenney Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf Mr L. B. Caswell it is ordered that P. M. Babcock Esquire of Minneapolis, State of Minnesota, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr M. F. Morris it is ordered that Charles E. Hendrickson Esquire, of Mount Holly, State of New Jersey, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

167 Cassius M. Read vs. Plaintiff in Error
The City of Plattsmouth

The argument of this cause was continued by Mr John F. Dillon of counsel for the plaintiff in error, and by Mr John L. Webster, of counsel for the defendant in error, and concluded by Mr John F. Dillon of counsel for the plaintiff in error.

168 Peter F. Kendall vs. Appellant
The United States

This cause was argued by Mr F. M. Bartley, of counsel for the appellant and submitted on printed argument by Mr Solicitor General Phillips, of counsel for the appellee

Wednesday, January 31st 1883. continued

169 Charles A. Marshall et al vs. Appellant
The Steamship "Adriatic" &c. The argument of this cause was commenced by Mr Thomas E. Stillman of counsel for the appellants

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock

Thursday, February 1st 1883

Pursuant to adjournment the Court met to day at the Capitol

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray &
Samuel Blatchford
John G. Nicolay, Esquire Marshal
James H. McKenney, Esq. Clerk

Proclamation being made the Court is opened

On motion first made to the Court in this behalf by Mr George F. Edmunds it is ordered that Pope Barrow, Esquire, of Athens, State of Georgia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Thursday February 1st 1883 continued

On motion first made to the Court in this behalf by Mr J. S. Black it is ordered that Aurelius Miner, Esquire, of Salt Lake City, Territory of Utah, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr E. S. Bragg it is ordered that George B. Ely, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly

169 Charles H. Marshall et al. vs The Steamship Adriatic &c. Appellants

The argument of this cause was continued by Mr Thomas E. Stillman, of counsel for the appellants, and by Mr E. P. Wheeler and Mr Joseph H. Choate, of counsel for the appellees, and concluded by Mr William Allen Butler of counsel for the appellants.

170 Martin Baskett vs. Appellant
M. J. Hassell, Admr &c

The argument of this cause was commenced by Mr H. Hallett Phillips, of counsel for the appellant.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock

Friday, February 2d 1883.

Pursuant to adjournment the Court met to day at the Capitol

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray &
Samuel Blatchford
John G. Nicolay, Esquire Marshal
James H. McKenney. Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr George F Edmunds it is ordered that Edwin Lucctee Esquire of Detroit, State of Michigan, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr B.F. Jonas it is ordered that F.C. Zacharie, Esqre of New Orleans, State of Louisiana, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly

531 Benjamin S. Hilton vs. William H. Dickinson, Appellant — The motion to dismiss in this cause was submitted to the consideration of the Court on printed arguments by Mr F.H. Hackett in support of the same, and by Mr F.P.B. Sands, in opposition thereto, and leave granted Mr M. F. Morris to file brief in opposition to the motion

531 Benjamin S. Hilton vs. William H. Dickinson, Appellant — Mr F.P.B. Sands, of counsel for the appellant submitted to the consideration of

of the Court motion to eliminate certain portions of the record in this cause.

24	Augustus D. Juilliard vs. Thomas S. Greenman	Plff in Error	Mr George F. Edmunds of counsel for the plaintiff in error, submitted to the consideration of the Court motion to assign this cause for argument.
525	E. A. Merritt, Collector &c. vs. Alphonse Stephani et al.	Plff in Error	Mr Solicitor General Phillips filed and submitted to the consideration of the Court motion to advance these cases. Whereupon, it is ordered by the Court that said motion be, and the same is hereby, granted, and the cases assigned for argument on the 5th day of March next after
711	and E. A. Merritt, Collector &c. vs Joseph Park Jr., et al.	Plff in Error	

The Second National Bank of Youngstown Ohio. Appellant
vs
James B. Hughes Auditor of Mahoning County Ohio, Freeman A. Sherer present Auditor and Monroe A. Johnson, Prosecuting attorney

Appeal from the Circuit Court of the United States for the Northern District of Ohio

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Ohio, and on the stipulation of counsel on file and motion of Mr H.A. Maury in behalf of counsel - It is now here ordered, adjudged and decreed by this Court that this appeal be and the same is hereby dismissed with costs -

per Mr Chief Justice Waite

673

The Mahoning National Bank of Youngstown, Ohio vs. Appellant
James B. Hughes Auditor of Mahoning County Ohio, Freeman A. Shera present Auditor and Monroe H. Johnson prosecuting attorney

Appeal from the Circuit Court of the United States for the Northern District of Ohio

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Ohio, and on the stipulation of counsel on file and motion of Mr W. A. Maury in behalf of counsel, It is now here ordered adjudged and decreed by this court that this appeal be, and the same is hereby, dismissed with costs

per Mr Chief Justice Waite

170 Martin Basket vs. Appellant M. J. Hassell, Admrx. — The argument of this cause was continued by Mr H. Hallett Phillips, of counsel for the appellant and by Mr Asa Gleharl, of counsel for the appellee, and concluded by Mr P. Phillips, of counsel for the appellant.

171 Thomas H. Emmons vs. Appellant John Kendrick — Appeal from the Circuit Court of the United States for the District of Massachusetts.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Massachusetts and it appearing to the Court from the stipulation on file that the matters in controversy in this cause have been agreed and settled between the parties, It is now hereordered, adjudged, and decreed by this Court that this appeal be, and the

cause is hereby dismissed with costs.

per Mr Chief Justice Waite

	The Parkersburg & Ohio River Transportation Company vs. The City of Parkersburg et al.	This cause was argued by Mr C. H. Moulton of counsel for the appellant and by Mr William A Cook of counsel for the appellees.
192		
	The County of Morgan vs. Chas. S. Gray	This cause was submitted to the consideration of the Court on the record and printed arguments by Mr T. H. B. Cross of counsel for the plaintiff in error, and by Mr John Cosgrove of counsel for the defendant in error.
193		

Proclamation being made the Court is adjourned until Monday next at twelve o'clock M.

Monday Febuary 5th 1883.

Pursuant to adjournment the Court met to day at the Capitol.

Present.

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B Woods Justices
Stanley Matthews
Horace Gray &
Samuel Blatchford
John G. Nicolay Esquire, Marshal
James H. McKenney, Clerk

Proclamation being made Court is opened.

On motion first made to the Court in this behalf by Mr Solicitor General Phillips it is ordered that Charles E. Miller, Daniel G. Rollins, and Sherman H. Knevals, Esquires, of Cincinnati, State of Ohio, be admitted to practice as attorneys and counsellors

of this Court and they were sworn accordingly

On motion first made to the Court in this behalf by Mr J. H. Douglass, it is ordered that M. E. Dunlap, Esquire, of Erie, State of Pennsylvania, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

1490 Henry A. Turner Pltff in Error vs. The State of Maryland Deft in Error

In Error to the Court of Appeals of the State of Maryland.

This cause came on to be heard on the transcript of the record from the Court of Appeals of the State of Maryland, and was argued by counsel - On consideration whereof - It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals, in this cause, be, and the same is hereby, affirmed with Costs.

165 Joseph L. Hall vs. Appellant
Moeller, Bahmann &c

Appeal from the Circuit Court of the United States for the Southern District of Ohio.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Ohio, and was argued by counsel, On consideration whereof - It is now here ordered, adjudged and decreed by this Court, that the decree of the said Circuit Court in this cause, be, and the same is hereby affirmed with costs.

Per Mr Justice Blatchford

163 Joseph L. Hall vs. Appellant
Neal Macneale & Herman Urban, partners as Macneale & Urban.

Appeal from the Circuit Court of the United States for the Southern District of Ohio,

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Ohio, and was argued by counsel, On consideration whereof, It is now here ordered, adjudged and decreed by this Court, that the decree of the said Circuit Court, in this cause be, and the same is hereby, affirmed with costs,

	Henry J. Chapman, Herman Ely, Executor of Charles A. Ely deceased, and William A. Ely in his own right and as Administrator of Louise C. Ely, deceased.	Appeal from the Circuit Court of the United States for the District of Nebraska.
1483	vs. Appellants	
	The Board of County Commissioners of the County of Douglas.	

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Nebraska, and was argued by counsel. On consideration whereof. It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court, in this cause be, and the same is hereby reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to ascertain the amount due from the County of Douglas on account

of the purchase money of the poor farm making any proper allowance as a compensation for the failure of the title to the ten acre track, and thereupon to render a decree, unless the amount so found due be paid within a reasonable time to be fixed by the Court, having reference to the necessity of raising the same by taxation as regulated by the statute, that the County of Douglas, be required by its commissioners to execute and deliver a deed releasing to Chapman all the title acquired by it by virtue of the deed from him of March 5 1857 to be conveyed by Chapman to William A. Ely, his cocomplainant and sole representative of Charles A. Ely, upon such terms as the equities of the case may require.

Per Mr Justice Matthews

Monday February 5th 1883 continued

1146 The County of Kankakee vs. Aff'in Error
The Aetna Life Insurance Company

In Error to the Circuit Court of the United States for the Northern District of Illinois

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby affirmed with costs and interest until paid at the same rate per annum that similar judgments bear in the courts of the State of Illinois

per Mr Justice Matthews

Monday February 5th 1883 continued.

Mousseau, Thomas
Murphy, William R.
Bernard, Wm James H.
Piper
vs Appellants
The United States

Appeal from the Court of Claims.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel, On consideration whereof - It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause, be, and the same is hereby, affirmed.

per Mr Justice Harlan

867

The People of the State of New York
vs. Plff in Error
The Compagnie Générale Transatlantique

In Error to the Circuit Court of the United States for the Southern District of New York.

This cause came on to be heard on the

transcript of the record from the Circuit Court of the United States for the Southern District of New York and was argued by counsel. On consideration whereof- It is now here ordered and adjudged by this Court, that the judgment of the said Circuit Court in this cause, be, and the same is hereby affirmed with costs.

Per Mr Justice Miller

69

William D. Stewart Administrator of Joseph B. Stewart, deceased	Appeal from the Supreme Court of the
vs. Appellant	District of
Hamilton G. Faut	Columbia

This cause came on to be heard on the transcript of the record from the Supreme Court of the District of Columbia, and was submitted by counsel without briefs or assignment of errors On consideration whereof- It is now here ordered, adjudged and decreed by this Court that the decree of the

said Supreme Court in this cause be, and the same is hereby affirmed with costs.

per Mr Chief Justice Waite

The United States, Intervenor vs. James H. Wilson Receiver of the St Louis & Southeastern Railway Company (consolidated)	Appellant	Appeal from the Circuit Court of the United States for the Middle District of Tennessee.

157

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Middle District of Tennessee and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court, in this cause be, and the same is hereby, affirmed.

per Mr Chief Justice Waite

1042 The County of Madison vs. Plff in Error / Thompson R. Warren — In Error to the Circuit Court of the United States for the Southern District of Illinois.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Illinois: and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court, in this cause, be, and the same is hereby affirmed with costs and interest, until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Illinois.

per Mr Chief Justice Waite

1091 The County of Alexander vs Plff in Error / John F. Kimball — In Error to the Circuit Court of the United States

for the Southern District of Illinois.
This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Illinois and was argued by counsel. On consideration whereof it is now here ordered and adjudged by this Court, that the judgment of the said Circuit Court in this cause, be, and the same is hereby affirmed with costs and interest until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Illinois

per Mr Chief Justice Waite

11 The United States vs. Plff in Error
The Erie Railway Co

On consideration of the petition for a rehearing in this cause, It is ordered by the Court that said petition be, and the same is hereby, denied.

per Mr Chief Justice Waite

24 Augustus D. Quilliard vs. Plff in Error Thomas S. Ercuman — On consideration of the motion to assign this cause for argument, It is ordered that said motion be, and the same is hereby, denied.

per Mr Chief Justice Waite

– Order –

Ordered that Mandates issue in all cases decided prior to the first day of January, when applied for, except where a petition for rehearing is pending and cases docketed and dismissed under the ninth rule.

1208 Roe Stephens vs. Plff in Error Sarah J. Patterson — Mr Nathaniel Wilson of counsel for the defendant in error, having filed in open Court the following certificate, to wit:

"State of Michigan
Supreme Court.

Monday February 5th 1883 continued

Sarah J. Whittemore plaintiff below and Appellee vs Roe Stephens defendant below Appellant	Error to the Circuit Court for the County of Wayne.

I, Charles C. Hopkins, Clerk of the Supreme Court of the State of Michigan, do hereby certify that a judgment was was rendered in the above entitled cause on the 21st day of June A.D. 1882 in favor of said plaintiff and appellee and that a writ of error to the Supreme Court of the United States was duly sued out by said Roe Stephens, defendant and appellant and allowed, and served on the 22d day of August A.D. 1882. And I further certify that I made a return to said writ of error on the day last above mentioned.

(Seal) Witness my hand and the seal of said Court this twenty seventh day of January A.D. 1883

Chas. C. Hopkins

Clerk Supreme Court of Michigan

and having stated that the plaintiff in error had altogether failed to file the record of said cause in this Court or in any way to prosecute said writ of error, moved the Court, in pursuance of the 9th rule, to have the writ of error in this cause docketed and dismissed: On consideration whereof. It is now here ordered and adjudged by this Court that the writ of error in this cause to the Supreme Court of the State of Michigan be, and the same is hereby, docketed and dismissed with costs; And that this cause be, and the same is hereby, remanded to the said Supreme Court to be proceeded in according to law and justice

per Mr Chief Justice Waite

138

The Grand Trunk Railway Company of Canada vs Pliffin Error Oliver P Cummings

On motion of Mr H Hallett Phillips in behalf of counsel, leave is hereby granted the

Clerk to issue the mandate in this cause.

339 George D. Cragin vs. Plff in Error / Eliza A. Quitman — Mr Charles H. Horner in behalf of counsel, suggested the death of Eliza A. Quitman, the defendant in error in this cause and moved the Court for leave to enter the appearance of William S. Lovell, Executor of Eliza A. Quitman, as the defendant in error in this cause - Whereupon, It is ordered that William S. Lovell, Executor of Eliza A. Quitman, deceased, as aforesaid, be, and he is hereby, entered and made the party defendant in error in this cause

340 George D. Cragin vs Appellant / Eliza A. Quitman — Mr Charles H. Horner, in behalf of counsel suggested the death of Eliza A. Quitman, the ab-

pellee in this cause, and moved the Court for leave to enter the appearance of William S. Sovell, Executor of Eliza A. Quitman, as the appellee in this cause – Whereupon, It is ordered that William S. Sovell, Executor of Eliza A. Quitman, deceased, as aforesaid, be, and he is hereby, entered and made the party appellee in this cause.

924 Charles Winchester vs. Henry M. Loud, Appellant

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr S. M. Cutcheon of counsel for the appellant, and by Mr A. T. Britton and Mr J. H. McGowan, of counsel for the appellee.

Proclamation being made the Court is adjourned until Monday, March 5th, at twelve o'clock

Monday, March 5th 1883.

Pursuant to adjournment the Court met to day at the Capitol

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray
Samuel Blatchford
Associate Justices
John G. Nicolay, Esquire, Marshal
James H. McKenney Clerk

Proclamation being made the Court was opened

On motion first made to the Court in this behalf by Mr. A. M. Pence it is ordered that Arthur J. Eaton, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly

pellee in this cause, and moved the Court for leave to enter the appearance of William S. Sorrell, Executor of Eliza A. Quitman, as the appellee in this cause — Thereupon, It is ordered that William S. Sorrell, Executor of Eliza A. Quitman, deceased, as aforesaid, be, and he is hereby, entered and made the party appellee in this cause.

924 Charles Winchester vs. Henry M. Loud — Appellant — This cause was submitted to the consideration of the Court on the record and printed arguments by Mr S. M. Cutcheon of counsel for the appellant, and by Mr A. T. Britton and Mr J. H. McGowan, of counsel for the appellee.

Proclamation being made the Court is adjourned until Monday, March 5th, at twelve o'clock

Monday March 5th 1883

Pursuant to adjournment the Court met to day at the Capitol

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray
Samuel Blatchford
Associate Justices

John G. Nicolay, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened

On motion first made to the Court in this behalf by Mr. A. M. Pence it is ordered that Arthur J. Eaton, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was accordingly

Monday, March 5th 1883 continued

On motion first made to the Court in this behalf by Mr Attorney General Brewster it is ordered that Frederick Dodatis Thompson, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly

On motion first made to the Court in this behalf by Mr S. H. Moulton it is ordered that John R. Thomas Esquire, of Metropolis and J. E. Allen, Esquire of Murphysboro, State of Illinois, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly

On motion first made to the Court in this behalf by Mr H. J. C. Stuart it is ordered that E. L. Russell Esquire of Mobile, State of Alabama, Edward H. East Esquire, of Nashville, William M. Baxter Esquire of Knoxville

and L. H. Poston Esquire of Memphis State of Tennessee be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly

On motion first made to the Court in this behalf by Mr J. H. Mitchell it is ordered that Alanson Smith, Esquire of Boise City, Territory of Idaho, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly

On motion first made to the Court in this behalf by Mr Jeff Chandler it is ordered that Geely A. Jones Esquire, of St Louis, State of Missouri, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly

On motion first made to the Court in this behalf by Mr Solicitor General

Phillips it is ordered that Charles Calvert Lancaster Esquire, of the State of Maryland, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly

On motion first made to the Court in this behalf by Mr C.F. Southmayd it is ordered that Russell Houston Esquire, of Louisville, State of Kentucky be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly

On motion first made to the Court in this behalf by Mr Phil Phillips it is ordered that George M. Davie, Esquire of Louisville, State of Kentucky and Dannie Robertson, Esquire of Dallas State of Texas, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly

On motion first made to the court in this behalf by Mr H Hallett Phillips it is ordered that Charles L. Dobson, Esquire, of Kansas City State of Missouri, be admitted to practice as an attorney and counsellor of this court and he was sworn accordingly.

The State of Louisiana Ex rel. John Elliott, Nicholas Guyon, Wilkens H. Hatch vs Allen Jumel, Auditor of the State of Louisiana, E. A. Burke Treasurer of the State of Louisiana & The Board of Liquidation of the State of Louisiana

In Error to the Circuit Court of the United States for the Eastern District of Louisiana.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Louisiana and was argued by counsel, On consid-

eration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said Circuit Court, in this cause be, and the same is hereby, affirmed with costs.

Per Mr Chief justice Waite

Dissenting:
Mr justice Field
Mr justice Harlan.

John Elliott, Nicholas Seago & Thomas S. Walker vs Appellants
Louis A. Kelly, Samuel Cunningham D. McCreary Lieutenant Governor, Robert M. Ogden, Speaker of the House of Representatives H. A. Strong, Secretary of State Allen Jumel Auditor &c.

Appeal from the Circuit Court of the United States for the Eastern District of Louisiana.

This cause came on to be heard on the Transcript of the record from the Circuit Court of the United States for the Eastern District of Louisiana and was argued by counsel. On consideration

whereof. It is now here ordered adjudged and decreed by this Court, that the decree of the said Circuit Court, in this cause, be, and the same is hereby, affirmed with costs.

per Mr Chief Justice Fuller

Dissenting:
Mr Justice Field
Mr Justice Harlan.

The State of New Hampshire
v. Original, vs. Complainant
The State of Louisiana
Edward A. Burke, Treasurer, Louis A. Wiltz Governor et al. } Bill in Chancery

This cause came on to be heard on the bill and answer and was argued by counsel. On consideration whereof It is now here ordered, adjudged, and decreed by this Court that the bill of complaint in this cause be, and the same is hereby, dismissed, costs to be paid by the complainant.

per Mr Chief Justice Fuller

Monday, March 5th 1883 continued

3. Original

The State of New York
vs. Complainant.
The State of Louisiana,
Louis A. Wiltz Governor of the
State of Louisiana, Samuel
McEnery, Lieutenant Governor
Allen Jumel, Auditor, William
A. Strong, Secretary of State,
E. A. Ogden Speaker of the House
of Representatives, & Pierre
Soniat, Acting President
of The State National Bank

Bill in
Chancery.

This cause came on to be heard on bill,
answers, cross-bill and answer thereto,
replication and proofs, and was argued
by counsel, On consideration whereof.
It is now here ordered, adjudged, and
decreed by this Court that said bill
and cross bill be, and the same are
hereby dismissed - Costs to be paid by
the Complainant.

per Mr Chief Justice Waite

Monday March 5th 1883 continued

	Andrew Ritchie	In Error to the
105	vs Pitt in Com	Supreme Court
	Samuel C. Crenshaw	of Appeals of
	Treasurer of the City	the State of
	of Richmond	Virginia

This cause came on to be heard on the transcript of the record from the Supreme Court of Appeals of the State of Virginia, and was argued by Counsel. On consideration whereof. It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court of Appeals in this cause be, and the same is hereby, affirmed with costs.

per Mr Chief Justice Waite

Dissenting.
Mr Justice Field
Mr Justice Harlan

166

George E. Bowden Receiver of the First National Bank of Norfolk, Va.
vs. Appellant
and C. Johnson & Betsy Valentine

On consideration of the motion to substitute Orson Adams for George E. Bowden as Receiver of the First National Bank of Norfolk, Virginia as plaintiff and appellant in this cause without prejudice to the proceedings already had in the suit, It is ordered that said motion be, and the same is hereby granted.

And it is further ordered that the motion to dismiss be, and the same is hereby denied.

per Mr Justice Blatchford.

Orson Adams substituted for George E. Bowden as Receiver of The First National Bank of Norfolk Virginia
vs. Appellant
and C. Johnson & Betsy Valentine

Appeal from the Circuit Court of the United States for the District of New Jersey.

Monday March 5th 1883 continued

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of New Jersey and was argued by counsel. On consideration whereof, It is now hereordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby reversed with costs; And that this cause be, and the same is hereby remanded to the said Circuit Court with directions to enter a decree in favor of the substituted plaintiff as receiver, setting aside as against him, the transfer of the one hundred and thirty (130) shares of stock by the defendant Johnson to the defendant Valentine, and decreeing that Johnson pay to said plaintiff as receiver the sum of thirteen thousand dollars ($13000.00) with interest thereon at the lawful rate in the State of New Jersey from August 13th 1875 with costs.

Per Mr Justice Blatchford

Thos. A. Cushing & William Cushing in their own right as Executors of Nicholas Johnson dec'd. Margt. Johnson, Executrix of Henry Johnson, dec'd. Keturah M. Pritchard, Administratrix of Thomas Pritchard, dec'd & Elizabeth A. Pritchard, Executrix of William Pritchard dec'd vs. Appellants

Appeal from the Circuit Court of the United States for the Southern District of New York.

22.

John Laird, the younger. J. P. Giraud Foster and James Thomson, Garnishees

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York and was argued by counsel: On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court, in this cause, be, and the same is hereby affirmed with costs and interest

until paid at the same rate per annum that decrees bear in the Courts of the State of New York.

per Mr Justice Gray.

J. P. Girard Foster & James Thomson, Garnishees vs. Appellants
113. John A. Cushing & William Cushing in their own right & as Executors of Nicholas Johnson decd Mary A. Johnson, Executrix of Henry Johnson, decd Nathaniel M. Pritchard, and Administratrix of Thomas Pritchard jr decd & Elizabeth A. Pritchard, Executrix of William Pritchard, deceased.

Appeal from the Circuit Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this

court, that the decree of the said Circuit Court in this cause, be, and the same is hereby affirmed with costs. per Mr Justice Gray

31 James D. Russell and Margaret C. Gaitt vs Appellants Anne R. Allen, William R. Allen Jr & George H. Allen, Executrix & Executors of Thomas Allen deceased, et al. Appeal from the Circuit Court of the United States for the Eastern District of Missouri.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Missouri, and was argued by counsel. On consideration whereof, it is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause, be, and the same is hereby affirmed with costs.

per Mr Justice Gray

Wallace S. Jones, Surviving Executor of Margaretta Jones deed William A. Harris executor of Mary C. Harrison deed, Anna M. Cuthbert one of Alfred Cuthbert jr. & Mary E. Cuthbert children & heirs at law of Alfred Cuthbert dec'd and William A. Fitzhugh

vs

William A. Habersham & William Hunter Executors of Mary Telfair deed. The Trustees of the Independent Presbyterian Church of Savannah. The Union Society of Savannah. The Widows Society of Savannah. The Presbyterian Church of the Bilingual Augusta. The Georgia Historical Society & Mrs Virginia Stiles

Appeal from the Circuit Court of the United States for the Southern District of Georgia

2.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Georgia and

was argued by counsel. On consideration whereof, It is now here ordered adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be and the same is hereby affirmed with costs.

Per Mr Justice Gray.

Joseph B. Close and George Clendenin vs. Appellant The Glenwood Cemetery

108

And

Charles Borcherling vs. Appellant The Glenwood Cemetery

Appeals from the Supreme Court of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Supreme Court of the District of Columbia, on separate appeals, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court, that the decree of the said Supreme Court in this

cause be and the same is hereby affirmed - costs in this court to be paid by appellants in each case. per Mr Justice Gray

55 The Green Bay & Minnesota Railroad Company vs. Pliffin & Others The Union Steamboat Co

In Error to the Circuit Court of the United States for the Western District of Wisconsin

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Wisconsin and was argued by counsel - On consideration whereof, it is now hereby ordered and adjudged by this court that the judgment of the said Circuit Court in this cause be and the same is hereby affirmed with costs and interest until paid, at the same rate per annum that similar judgments bear in the courts of the State of Wisconsin

per Mr Justice Gray

Cassius H. Read
vs Plff in Err
The City of Plattsmouth

In Error to the
Circuit Court of
the United States
for the District of
Nebraska.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Nebraska and was argued by counsel. On consideration whereof, it is now here ordered and adjudged by this Court that the judgment of the said Circuit Court, in this cause, be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to award a new trial.

per Mr Justice Matthews

153

Howard Stebbins,
vs Plff in Error
Maria L. Duncan Harriet Bloodgood and Helen Bloodgood devisees of William B.

In Error to the
Circuit Court
of the United
States for the
Northern District

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois and was argued by counsel. On consideration whereof, it is now here ordered and adjudged by this Court that the judgment of the said Circuit Court, in this cause, be, and the same is hereby, affirmed with costs. per Mr Justice Matthews

119 The Higginsville Coal Company vs Jeff Lindner & The City of East St Louis

In Error to the Supreme Court of the State of Illinois

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Illinois, and was argued by counsel - On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same

hereby affirmed with costs.

per Mr Justice Woods.

1005 The Town of Pana vs. Iffin Error James H. Bowles Isaac H. Merrill, partners as Bowles & Merrill } In Error to the Circuit Court of the United States for the Southern District of Illinois.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Illinois, and was argued by counsel. On consideration whereof, it is now here ordered and adjudged by this Court, that the judgment of the said Circuit Court in this cause, be, and the same is hereby affirmed with costs and interest, until paid at the same rate per annum that similar judgments bear in the Courts of the State of Illinois.

per Mr Justice Woods.

Abm S. Kendall
vs. Appellant
The United States
Appeal from the Court of Claims

This cause came on to be heard on the transcript of the record from the Court of Claims and was argued by counsel - On consideration whereof. It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause, be, and the same is hereby affirmed. per Mr Justice Harlan

The Connecticut Mutual Life Insurance Company
vs. Appellant
Anna E. Cushman, The Southside Homestead Association of the City of Chicago et al.
Appeal from the Circuit Court of the United States for the Northern District of Illinois

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for

the Northern District of Illinois and was argued by counsel-On consideration whereof, It is now here ordered, adjudged and decreed by this Court, that the decree of the said Circuit Court in this cause, be, and the same is hereby affirmed with costs.

Per Mr Justice Harlan.

111 The Inhabitants of the Township of Montclair in the County of Essex vs. Jeffrin Error Thomas Randall

In Error to the Circuit Court of the United States for the District of New Jersey.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of New Jersey, and was argued by counsel-On consideration whereof It is now here ordered and adjudged by this Court, that the judgment of the said Circuit Court, in this cause, be, and the same is hereby affirmed with costs and interest until paid as to

same rate per annum that similar judgments bear in the Courts of the State of New Jersey.

per Mr Justice Nelson

46 The Inhabitants of the Township of Montclair in the County of Essex vs. Pliff in Error Charles Dana } In Error to the Circuit Court of the United States for the District of New Jersey.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of New Jersey, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said Circuit Court in this cause, be, and the same is hereby, affirmed with costs and interest, until paid at the same rate per annum that similar judgments bear in the courts of the State of New

101 The Atlantic Works vs Edwin L. Brady and Edwin L. Brady vs The Atlantic Works

Appeals from the Circuit Court of the United States for the District of Massachusetts.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Massachusetts and was argued by counsel. On consideration whereof it is now here ordered adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be and the same is hereby reversed: And that this cause be and the same is hereby remanded to the said Circuit Court with directions to dismiss the bill of complaint; Costs to be paid by Edwin L. Brady.

per Mr Justice Bradley

155	The Decanal of Lake Michigan Transportation Company vs. The City of Chicago	Appeal from the Circuit Court of the United States for the Northern District of Illinois

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois, and was argued by counsel. On consideration whereof, it is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby affirmed with costs. per Mr Justice Field

156	John R. Metsker and Elizabeth Metsker vs Appellants George H. Bonebrake Assignee of John R. Metsker a bankrupt	Appeal from the Circuit Court of the United States for the District of Indiana

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Indiana, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court, that the decree of the said Circuit Court in this cause, be, and the same is hereby, reversed with costs: And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to dismiss the bill.

per Mr Justice Miller

164 Harry Stucky, Assignee in bankruptcy of Ben Melter vs. The Masonic Savings Bank and Jacob Krieger Sr. — Appellant — Appeal from the Circuit Court of the United States for the District of Kentucky.

This cause came on to be heard on the transcript of the record from the

Circuit Court of the United States for the District of Kentucky, and was argued by counsel. On consideration whereof. It is now here ordered, adjudged, and decreed by this Court, that the decree of the said Circuit Court in this cause, be, and the same is hereby, affirmed with costs.

per Mr Justice Bradley

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock

Tuesday, March 6th 1883

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley Associate
John M. Harlan Justices
William B. Woods
Horace Gray
Samuel Blatchford
John G. Nicolay Esquire Marshal
James H. McKenney, Clerk.

Proclamation being made the Court was opened.

On motion first made to the Court in this behalf by Mr George Hoadley it is ordered that John C. F. Gardner Esquire of New York City be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

John A Hawley, County Clerk of Lee County, Illinois vs. Plff in Error
The United States, Expl. Augustus T. Post

In Error to the Circuit Court of the United States for the Northern District of Illinois.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois and on the stipulation of counsel on file and on motion of Mr J.K. Edsall, of counsel for the plaintiff in error, It is now here ordered and adjudged by this Court, that the writ of error in this cause be, and the same is hereby, dismissed, Clerk's costs to be paid by the plaintiff in error

per Mr Chief Justice Waite

597

The Board of Town Auditors of the Town of Brooklyn 2nd. The Town Clerk of the Town of Brooklyn
vs. Plffs in Error
The United States Exp rel. The Aetna Life Insurance Company.

In Error to the Circuit Court of the United States for the Northern District of Illinois

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois, and on the stipulation of counsel on file and motion of Mr J.K. Edsall, of counsel for the plaintiffs in error, It is now here ordered and adjudged by this court, that the writ of error in this cause be, and the same is hereby, dismissed, & Clerks costs to be paid by plaintiffs in error.

per Mr Chief Justice Waite

6

The Cincinnati and Chicago Air Line Railroad Company vs James Pullan, Trustee, and James Pullan, Trustee, vs The Cincinnati and Chicago Air Line Railroad Company

3. Appellant
1814 Appellant

Appeals from the Circuit Court of the United States for the District of Indiana.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Indiana on appeal and cross appeal and on the stipulation on file, and motion of Mr George Headley, of counsel - It is now here ordered, adjudged, and decreed by this Court that these appeals be, and the same are hereby, dismissed, Costs to be paid by appellant in No. 3 and appellee in No. 1814.

per Mr Chief Justice Waite

3.	The Cincinnati & Chicago Air-Line Railroad Co. vs. James Pullan, Trustee &c. Appellant And	On motion of Mr George Hoadley leave is hereby granted the Clerk to issue
184	James Pullan, Trustee &c vs The Cincinnati & Chicago Air Line Railroad Co Appellant	the Mandate in these cases
256	The Pittsburgh, Cincinnati & St Louis Railway Company &c The Pennsylvania Railroad Company vs. The Columbus, Chicago & Indiana Central Railway Co. et al. Appellants And	Appeals from the Circuit Court of the United States for the District of Indiana
376.	The Columbus, Chicago & Indiana Central Railway Company, James A. Roosevelt & William R. Fosdick vs The Pittsburgh, Cincinnati & St Louis Railway Company, The Pennsylvania Railroad Company & James Pullan Appellants	

Tuesday, March 6th 1883, Continued

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Indiana, on appeal and cross appeal, and on the motion of Mr George Hoadley and consent of counsel for the respective parties in open Court, It is now ordered, adjudged, and decreed by this Court that these appeals be and the same are hereby dismissed, appellants to pay the costs of their respective appeals in this Court.

per Mr Chief Justice Waite

The Pittsburgh, Cincinnati & St Louis Railway Co. et al.

936 vs Appellants

The Columbus, Chicago & Indiana Central Railway Co. et al.

And

The Columbus, Chicago & Indiana Central Railway Co et al.

936 vs Appellants

The Pittsburgh, Cincinnati & St. Louis Railway Co. et al.

On motion of Mr George Hoadley Leave is hereby granted the Clerk to issue the Mandate in these cases

Tuesday March 6th 1883 continued

630 C.A. Stevens et al. Appellants vs. The Memphis & Charleston R.R.
630 C.A. Stevens et al. Appts vs. The Memphis Charleston & Louisville R.R.
632 C.A. Stevens et al. Appts vs. The Louisville Nashville & Great Southern R.R.
633 C.A. Stevens et al. Appts vs. The Louisville Nashville & Chattanooga R.R.
634 C.A. Stevens et al. Appts vs. The Louisville & Nashville R.R. Co. et al.
635 C.A. Stevens et al. Appts vs. The Louisville & Nashville R.R. Co. et al.
636 C.A. Stevens et al. Appts vs. The Louisville & Nashville R.R. Co. et al.
637 C.A. Stevens et al. Appts vs. The Louisville Nashville & Mississippi R.R. Co. et al.
638 C.A. Stevens et al. Appts vs. The Louisville Nashville & Alabama R.R. Co. et al.
639 C.A. Stevens et al. Appts vs. The Louisville & Nashville R.R. Co. et al.
640 C.A. Stevens et al. Appts vs. The Louisville & Nashville & Great Southern R.R. Co. et al.
641 C.A. Stevens et al. Appts vs. The Louisville & Nashville & Texas R.R. Co. et al.
642 C.A. Stevens et al. Appts vs. The Louisville & Nashville & Texas R.R. Co. et al.
643 C.A. Stevens et al. Appts vs. The Chicago St. Louis & Pittsburg R.R. Co. et al.
644 C.A. Stevens et al. Appts vs. The Mississippi Central R.R. Co.
645 C.A. Stevens et al. Appts vs. The Mobile & Ohio R.R. Co. et al.

The motion to advance these cases was submitted to the consideration of the Court on printed arguments by Mr George Hoadley Mr E. L. Andrews and Mr Charles O'Conor in support of the same and by Mr H.G. Hunt, Mr J.B. Heiskell, Mr F.H. Peston Mr Charles E. Southmayd, Mr R.E. Russell

Mr Russell Houston, Mr Ed Baxter Mr Edward A East Mr William M Baxter and Mr James Bates appear as counsel

U.S. Hamilton Pet vs Appellants- A.K. McDonald et al - Mr George F. Edmunds of counsel for the appellants, having filed in open Court a suggestion of a diminution of the record in this cause in the words and figures following to wit

"First, The entry of Feb 15 1879 fixing the penalty of the appeal bond at $300 - 3 Mun 298

Second The entry of March 7 1879. Judge Cox enters upon duty. 3 Mun. 298

Third April 4, 1879, W.A. Cook enters his appearance for Geo H Pegg - Order Book 94.

Fourth April 29, 1879, Motion to increase appeal bond $1.000 3 Mun 343.

Fifth Order fixing appeal bond at $1.000 - 3 Mun 350

Sixth- Motion and notice filed Sept 11, 1879 to fix of tender of bond with names of the sureties for approval of the bond.

Seventh, The date of filing agreement of parties as to paper to make up record of appeal October 3, 1879."

By reason of which omissions and errors aforesaid the said cannot now here award this Court to award a writ of certiorari, to be directed to the Judges of the Supreme Court of the District of Columbia commanding them that searching the record and proceedings of said Court in this cause they shall certify to this Court under the seal of the said Supreme Court such matter or matters and errors shall be found to the extent above enumerated- In consideration whereof- It is now here ordered by this Court that a writ of certiorari be, and the same is hereby awarded, to be issued forthwith, and to be directed to the Judges of the Supreme Court of the District of Columbia commanding them that searching the record

and proceedings aforesaid, they ought to this Court under the seal of the said Supreme Court whatever omissions and errors shall be found to the errors above enumerated and return the same with the said writ of Certiorari forthwith to this Court.

Per Mr Chief Justice Waite

The Continental Life Insurance Company vs. Pliff in Error
Joseph D. Hardy & Milton Hight Administrators of J. S. Smith Shuter, deceased

In Error to the Circuit Court of the United States for the District of Indiana

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Indiana, and on the authority of counsel for the plaintiff in error on file and motion of Mr E. B. Smith, in behalf of counsel, it is now here ordered and adjudged by

this Court that the writ of error in this cause be and the same is hereby dismissed with costs.

per Mr Chief Justice Taney

519 William Hill vs Albert Barker, Appellant

The death of William Hill, the appellant in this cause having been heretofore suggested, this day on motion of Mr E. B. Smith of counsel for the appellee, that Joseph E. Taylor and Mary R. Hobbs, Executors of William Hill deceased, be and they are hereby entered and made the parties appellants in this cause.

563 Eugenia Clibborger vs The Akron Sewer Pipe Company, Appellant

Appeal from the circuit Court of the United States for the Northern District of Ohio.

This cause came on to be heard on the transcript of the record from the cir

19

Jacob Slagle Appellant
vs
Catherine Shepard

Mr H. Leavitt in behalf of counsel submitted to the consideration of the Court motion for leave to the Clerk to issue the Mandate in this cause - Thereupon - It is ordered that said motion be, and the same is hereby denied.

cuit Court of the United States for the Northern District of Ohio and on the authority of counsel for the appellant on file and motion of Mr E. B. Smith, in behalf of counsel, it is now here ordered, adjudged and decreed by this Court that this appeal be, and the same is hereby dismissed with costs.

per Mr Chief Justice Taney.

1135 R.E. Jenkins, Assignee
vs Pl'ffin Error
The International
Bank of Chicago et al

1136 R.E. Jenkins, Assignee
vs Pl'ffin Error
The International Bank
of Chicago et al.

1137 R.E. Jenkins Assignee
vs. Pl'ffin Error
The International Bank
of Chicago et al.

And

1138 R.E. Jenkins Assignee
vs Pl'ffin Error
The International Bank
of Chicago et al.

On motion of Mr H.C. Goudy, in behalf of counsel, leave is hereby granted the Clerk to issue the Mandates in these cases.

201 Madelaine Roth vs Pfiffin Emer Frederica Thomas et al

The motion to dismiss the cause was submitted to the consideration of the Court on printed arguments by Mr Julius Rosenthal and Mr. H. M. Bruce in support of the same and by Mr C. M. Hawes in opposition thereto.

781 C. A. Stevens, vs Appellant The Chicago St Louis & New Orleans R'way Co

582 And C. A. Stevens et al. vs Appellants The Mississippi River Bridge Co

On motion of Mr James Tritton leave is hereby granted him to file a brief in reply to the brief in support of the motion to advance these cases.

1141 Francis Fauvel-Gouraud vs. Appellant John E. Kendall et al

The motion to dismiss in this cause was submitted to the consideration of the Court on printed arguments by Mr. E. Lee Bruyn in support of the same and by Mr. J. St. Douglass and Mr. J. Dougthass in opposition thereto.

694 The City of Ottawa vs. Appellee Nathaniel Gray

This cause was submitted to the consideration of the Court on printed arguments, pursuant to order entered January 15th, by Mr. C. B. Lawrence of counsel for the plaintiff in error, and by Mr. J. S. Eldridge and Mr. John Scambler, of counsel for the defendant in error.

Sunday March 6th 1864 continued

The United States
231 vs Appellant
Timothy Ford and
John H. Hobbs, Executors of the Estate of Wm Ford deceased
} Appeal from the Court of Claims

This cause came on to be heard on the transcript of the record from the Court of Claims, and on the motion of Mr Solicitor General Phillips counsel for the appellant it is now here ordered and adjudged by this Court that this appeal be, and the same is hereby, dismissed

per Mr Chief Justice Taney

C. A. Arthur, late Collector &c
113 vs Pl'ffs in Error
David Fox & Ross }

This cause was argued by Mr Solicitor General Phillips, of counsel for the plaintiffs in error and by Mr E. B. Smith, of counsel for the

525 E. A. Merritt, collector &c. vs. Plff in Error Alphonse Stephani et al. And

711 E. A. Merritt, collector &c. vs. Plff in Error Joseph Parker et al.

These causes were argued by Mr Solicitor General Phillips of counsel for the plaintiff in error and by Mr Edward Hartley of counsel for the defendants in error.

1126 Thomas Cochran et al. vs. Plff in Error Augustus Schell late coll'r &c. And

1127 Augustus Schell late Collector &c. vs Plff in Error Thomas Cochran et al

These causes were argued by Mr George Bliss of counsel for Cochran et al. and by Mr Solicitor General Phillips of counsel for Schell, late Collector &c.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock

Wednesday March 7th 1877

Pursuant to adjournment the Court met to day at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley Associate
John M. Harlan Justices
William B. Woods
Horace Gray &
Samuel Blatchford

John G. Nicolay, Esquire, Marshal
James H. McKenney Clerk

Proclamation being made the Court is opened.

The Chicago, Milwaukee & St Paul Railway Company — In Error to the Supreme Court of Columbia County, State of Wisconsin.

651 — vs — Clifford Burr.

August Dietzsche

This cause came on to be heard on the transcript of the record from the Su-

cuit Court of Columbia County, State of Wisconsin, being possessed of the record and proceedings upon a remittitur from the Supreme Court of the State of Wisconsin; and on the stipulation of counsel on file, and motion of Mr Fillmore Beall, in behalf of counsel, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby dismissed, Clerk's costs to be paid by plaintiff in error.

per Mr Chief Justice Waite

3221 The Town of Berlin vs. Pfft in Error Trenor W. Park

Mr Fillmore Beall suggested the death of Trenor W. Park, the defendant in error in this cause and moved the Court for leave to enter the appearance of John G. McCullough Administrator of Trenor W. Park, deceased, as the defendant in error in this cause. Thereupon

it is ordered that John L. McCullough Administrator of Isaac H. Bartle deceased, as aforesaid be, and he is hereby, entered and made the party defendant in error in this cause.

1884 The Town of Prairie vs. Pfflin Error
Smedley Darlington

Mr Gillmore Beall, of counsel for the defendant in error, having filed in open Court the following certificate, to wit:

"United States of America
Southern District of Illinois, Circuit Court } ss

I, John A. Jones, Clerk of said Court, do hereby certify that on June 20, 1882, Smedley Darlington, obtained a judgment in said Court against the Town of Prairie for the sum of $10,111.12 and that on the 2nd day of August 1882, a writ of error was endorsed by the Town of Prairie and allowed, returnable to the October Term 1882, of the Supreme Court of the United States as fully as the same appears of

Record in my office.
In testimony whereof, I here-
unto subscribe my name and
affix the seal of said Court
(Seal) at Springfield, in said
District, this nineteenth
day of February A.D. 1883.
"A. Jones, Clerk"

and having stated that the plaintiff in error had altogether failed to file the record of said cause in this Court or in any way to prosecute said writ of error and this Court in pursuance of the 6th rule to have the writ of error in this cause docketed and dismissed. On consideration whereof, it is now here ordered and adjudged by this Court that the writ of error in this cause to the Circuit Court of the United States for the Southern District of Illinois be, and the same is hereby docketed and dismissed with costs. And that this cause be, and the same is hereby remanded to the said Circuit Court to be proceeded

Wednesday March 11th 1863 contd

in according to law and justice

per Mr Chief Justice Taney

	Charles F. King vs. Pfifer Emr The State of Maryland	Ordered by the Court that this cause be passed to be argued after No. 135.
66	The Manhattan Medicine Company vs. Appellant Nathaniel Johns. Hood.	The argument of this cause was commenced by Mr Phil. Chase of counsel for the appellant, continued by Mr William Henry Tuff of counsel for the appellee, and concluded by Mr George F. Edmunds of counsel for the appellee

195 Julius A. Lumsey vs Appellant Josiah H. Bonney

Appeal from the Circuit Court of the United States for the Eastern District of Arkansas.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Arkansas, and on the authority of counsel for the appellant on file and motion of Mr Wm A McKenney in behalf of counsel, it is now here ordered, adjudged and decreed by this Court that this appeal be, and the same is hereby dismissed with costs.

per Mr Chief Justice Taney

195 The Memphis & Charleston Railroad Company vs Appellant The State of Alabama for the use of Jackson County.

On motion of Mr Wm A. McKenney leave is hereby granted Mr Enoch Totten to with-

draw his appearance as counsel for the appellees in this cause.

176 Ed. Caffray & Postal. vs Appellants McGehee, Snowden & Violett et al. This cause was submitted to the consideration of the Court on the record and printed arguments by Mr S.F. Clark and Mr S.H. Williams, of counsel for the appellants, and by Mr L.M. Rose of counsel for the appellees.

177 George H. Hill vs Pfiffner & George F. Hardegen This cause was submitted to the consideration of the Court on the record and printed arguments by Mr George H. Brandt, of counsel for the pldintiff in error and by Mr Adolph Moses, of counsel for the defendant in error

Wednesday March 15th 1882 continued

No 1 James S. Wilkins vs Pliffin & Ewr Semble Elliott Admrs. The argument of this case was commenced by Mr. H. H. C. Hunnes of counsel for the plaintiff in error, and continued by Mr. S. P. Walker of counsel for the defendant in error.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock

Thursday March 1st 1883

Pursuant to adjournment the Court met to day at the Capitol

Present

The Honorable Morrison R. Waite Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray
Samuel Blatchford
John G. Nicolay Esquire Marshal
James H. McKenney Clerk

Proclamation being made the Court was opened.

James S. Wilkins vs. Plff in Err
Semple Elliott Adm'r Def in Err

The argument of this cause was continued by Mr S. P. Walker of counsel for the defendant in error and concluded by Mr W. G. C. Humes of counsel for the plain-

370

115 The Cook County National Bank et al. vs The United States

The reargument of this cause was commenced by Mr Roscoe Conkling of counsel for the appellants and continued by Mr H.C. Goudy, of counsel for the appellee.

Proclamation being made the Court is adjourned until tomorrow at ten o'clock.

Friday March 9th 1883

Pursuant to adjournment the Court met to day at the Capitol -

Present.

The Honorable Morrison R. Waite, Chief Justice.

Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray &
Samuel Blatchford

John G. Nicolay, Esquire Marshal
James H. McKenney, Clerk

Proclamation being made the Court is opened

The Cook County National Bank et al. vs Appellants The United States

The reargument of this cause was continued by Mr H. C. Goudy of counsel for the appellee, and concluded by Mr Roscoe Conkling of counsel for the Appellants

185

Neal Ruggles
vs. Error to Effin
The People of the
State of Illinois

The argument of this cause was commenced by Mr Hurt Dexter of counsel for the plaintiff in error, and continued by Mr James McCartney and Mr James K. Edsall, of counsel for the defendants in error.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Monday December 6th 1875

Pursuant to adjournment the Court met to day at the Capitol

Present

The Honorable Morrison R. Waite Chief Justice
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods justices
Stanley Matthews
Horace Gray &
Samuel Blatchford

John G. Nicolay, Esquire. Marshal
James H. McKenney, Clerk

Proclamation being made the Court

160

The New York Guaranty & Indemnity Company et al. vs. Appellants The Memphis Water Company, The Taxing District of Shelby County, Tennessee substituted for The City of Memphis et al

Appeal from the Circuit Court of the United States for the Western District of Tennessee

Monday March 9th 1858 continued

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Tennessee, and was argued by counsel. On consideration whereof, this court doth order, adjudge and decree by this Court that the decree of the said Circuit Court in this cause, be, and the same is hereby, affirmed with costs.

per Mr Justice Grier.

159 The United States vs. Appellant
The Steamer "Nuestra Senora de Regla" her tackle &c. La Compagnia del Ferro Carril de la Bahia de la Habana a Martanzas, Claimant

Appeal from the District Court of the United States for the Southern District of New York

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Southern District of New York, and

was argued by counsel. On consideration whereof, It is now ordered, adjudged, and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby, reversed, And that this cause be, and the same is hereby, remanded to the said District Court with directions to enter another decree in conformity with the opinion of this Court.

per Mr Chief Justice Taney

73. The County of Morgan vs. Allen in Error / Charles F. Drake. — In Error to the Circuit Court of the United States for the Western District of Missouri.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Missouri and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this

Court, that the judgment of the said Circuit Court, in this cause be, and the same is hereby, affirmed with costs and interest, until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Missouri

per Mr Chief Justice Taney

The Union Trust Company of New York
vs
E. & S. Southern & Brother

1152 Appellant

Appeal from the Circuit Court of the United States for the Southern District of Illinois

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Illinois, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court, that the decree of the said Circuit Court, in this cause, be, and the same is hereby, affirmed with costs and interest

until paid, at the same rate per annum that similar decrees bear in the Courts of the State of Illinois.

per Mr. Chief Justice Taney

(1)

The Union First Company of New York
vs. Appellant
Edward Fitzgerald

Appeal from the Circuit Court of the United States for the Southern District of Illinois

1151

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Illinois, and was argued by counsel. On consideration whereof, it is now here ordered, adjudged, and decreed by this Court, that the decree of the said Circuit Court, in this cause, be, and the same is hereby, affirmed with costs and interest, until paid, at the same rate per annum that similar decrees bear in the Courts of the State of Illinois.

per Mr. Chief Justice Taney

1150 The Union Trust Company of New York vs John Walker, Appellant — Appeal from the Circuit Court of the United States for the Southern District of Illinois.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Illinois, and was argued by counsel. On consideration whereof, It is now here ordered adjudged and decreed by this Court that the decree of the said Circuit Court in this cause, be, and the same is hereby, affirmed with costs and interest, until paid, at the same rate per annum that similar decrees bear in the Courts of the State of Illinois.

per Mr Chief Justice Waite

1017 John Crossley & Sons, Limited, Interveners vs. Plff in Error The City of New Orleans Henrietta Davidson Testamentary Executrix &c

In Error to the Supreme Court of the State of Louisiana

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Louisiana and on the motion to dismiss which was argued by counsel On consideration whereof it is now here ordered and adjudged by this Court, that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

per Mr Chief Justice Waite

29 C.A. Stevens et al. Appts vs The Memphis Carondelet & Vicksburg
30 C.A. Stevens et al. Appts vs The Memphis Clarksville & Louisville
31 C.A. Stevens et al. Appts vs The Louisville Nashville & Great Southern
32 C.A. Stevens et al. Appts vs Evansville Nashville & Chattanooga
33 C.A. Stevens et al. Appts vs The Nashville & Decatur
34 C.A. Stevens et al. Appts vs The Nashville & Decatur &c

635 C. A. Stevens et al. Appl'ts vs The Nashville & Decatur R.R. Co et al.

636 C. A. Stevens et al. Appl'ts vs The Memphis & Manchester R.R. Co et al.

637 C. A. Stevens et al. Appl'ts vs The Alabama & Chattanooga R.R. Co et al.

638 C. A. Stevens et al. Appl'ts vs The Nashville & Decatur R.R. Co et al.

639 C. A. Stevens et al. Appl'ts vs The Louisville & Nashville R.R. Co et al.

640 C. A. Stevens et al. Appl'ts vs The Louisville & Nashville & Great Southern R.R. Co et al.

641 C. A. Stevens et al. Appl'ts vs The Louisville & Nashville & Great Southern R.R. Co et al.

642 C. A. Stevens et al. Appl'ts vs The Louisville & Nashville & Great Southern R.R. Co et al.

643 C. A. Stevens et al. Appl'ts vs The Chicago, St. Louis & New Orleans R.R. Co et al.

644 C. A. Stevens et al. Appl'ts vs The Mississippi Central R.R. Co.

645 C. A. Stevens et al. Appl'ts vs The Mobile & Ohio R.R. Co et al.

On consideration of the motion to advance these cases and of the argument of counsel thereupon had as well in support of as against the same, It is ordered that said motion be, and the same is hereby, denied.

per Mr Chief Justice Waite.

-Order-

In pursuance of the Act of Congress approved March 3d 1883, authorizing and empowering this Court to prepare a table of fees to be charged by

the Clerk of this Court - It is ordered that the following table be, and the same is hereby, adopted -

For docketing a cause and filing and endorsing the transcript of the record, five dollars.

For entering appearance, twenty five cents.

For entering continuance, twenty five cents.

For filing motion, order, or other paper twenty five cents.

For entering any rule, or for making or copying any record or other paper, twenty cents per folio of each one hundred words.

For transferring each cause to subsequent dockets and indexing same, one dollar.

For entering judgment or decree, one dollar.

For every search of the records of the Court, one dollar.

For certificate and seal, two dollars.

For receiving, keeping and paying money, in pursuance of any statute or order of Court, two per centum on the amount so received, & paid.

For an admission to the Bar and certificate under seal, ten dollars.

For preparing the record or a transcript thereof for the printer, indexing the same and supervising the printing and care and distribution of the printed copies to the judges, the reporter, the law library and the parties or their counsel, fifteen cents per folio.

For issuing writ of error and accompanying papers, five dollars.

For Mandate or other process, five dollars.

For filing briefs, five dollars for each party appearing.

For every copy of any opinion of the Court or any judge thereof, certified under seal, one dollar for every printed page, but not to exceed five dollars in the whole for any copy.

It is further ordered that this order be entered nunc pro tunc as of March 5th 1883.

per Mr Chief Justice Waite

— Order —

Ordered, That the cost of printing opinions be paid as part of the

expenses of the Clerk's Office.

It is further ordered that this order be entered nunc pro tunc as of March 5th 1883.

Per Mr Chief Justice Waite.

122	The United States vs. Appellant Timothy Tindal et al.	On motion of Mr R.P. Lowe leave is hereby granted the Clerk to issue the Mandate in this cause.
180	James S. Wilkins vs. Plff in Error Semple Elliot, Admr.	On motion of Mr H.H.C. Hunnes of counsel for the plaintiff in error, leave is hereby granted him to file a brief in reply in this cause.
193	The District of Columbia vs Plff in Error The Washington Market Company.	The motion for a writ of certiorari in this cause

was submitted to the consideration of the Court by Mr A. G. Riddle, in support of the same and by Mr William Dorsey, in opposition thereto.

Ex parte; In the matter of The Canada Southern Railway Company. Petitioner

5 Original

Mr D. H. McMillan of Counsel for the petitioner by leave of Court, filed and submitted to the consideration of the Court petition for an alternative writ of mandamus to be directed to the Judge of the District Court of the United States for the Northern District of New York.

Ex parte; In the matter of William G. Harden Joseph G. Botts, James A. Wright and Edward A. Wright Petitioners

9 Original

Mr Morton P. Henry, of counsel for the petitioners by leave of Court filed and submitted to the consideration of the Court petition

for an alternative writ of mandamus to be directed to the Judges of the Circuit Court of the United States for the Eastern District of Pennsylvania

Asahel Gage
vs Appellant
Harmon Rumpelly

Mr E. J. Mason, of counsel for the appellee, suggested the death of Harmon Rumpelly, the appellee in this cause, and moved the Court for leave to enter the appearance of Maria B. Rumpelly & Adeline P. Kidd, Executrixes and heirs at law, Edward Wade Executor, and Delphine M. P. Kidd, heir at law, of Harmon B. Rumpelly, deceased, as the appellees in this cause - Whereupon, It is ordered, that Maria B. Rumpelly and Adeline P. Kidd, Executrixes and heirs at law, Edward Wade Executor, and Delphine M. P. Kidd, heir at law of Harmon B. Rumpelly, deceased as aforesaid be, and they are hereby, entered and made the parties appellees in this cause

Asahel Gage
vs. Appellant
Maria B. Pumpelly
Executrix &c. et al

The motion to dismiss in this cause was submitted to the consideration of the Court on the printed arguments by Mr E. G. Mason in support of the same and by Mr Augustus N. Gage and Mr A. G. Riddle in opposition thereto

John Gill, Edward Foster & Adam J. Heckler, Executors &c.
vs. Appellants
Harmon Pumpelly

1925

Mr E. G. Mason of counsel for the appellee, suggested the death of Harmon Pumpelly, the appellee, in this cause, and moved the Court for leave to enter the appearance of Maria B. Pumpelly, Adeline P. Kidd and Edward Wade, Executors of Harmon Pumpelly, deceased as the appellees in this cause. Whereupon it is ordered that Maria B. Pumpelly, Adeline P. Kidd and Edward Wade, Executors of Harmon Pumpelly, deceased, as aforesaid, &c.

and they are hereby, entered and made the parties appellees in this cause

John Gill, Edward Foster and Adam J. Heckler, as Executors and trustees of William Gill, decd vs Appellants Maria S. Pumpelly Adeline P. Kidder Edward Wade, Executors of Harmon Pumpelly, decd

1225

Appeal from the Circuit Court of the United States for the Northern District of Illinois

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois and on the stipulation of counsel on file and motion of Mr E. G. Mason of counsel for the appellees, It is now here ordered, adjudged, and decreed by this Court, that this appeal, be, and the same is hereby, dismissed, Clerk's costs to be paid by appellants.

John Gill, etal. Executors &c.
1225 vs. Appellants
Maria B. Pumpelly
et al. Executors &c.

On motion of Mr C. G. Mason of counsel for the appellees leave is hereby granted the Clerk to issue the Mandate in this cause.

John D. Lewis
657 vs Appellant
Henry Clark et al

Mr C. Boggess, of counsel for the appellant, suggested the death of John D. Lewis the appellant in this cause, and moved the Court for leave to enter the appearance of J. D. Baines Administrator of John D. Lewis, deceased, as the appellant in this cause. Whereupon, It is ordered that J. D. Baines, Administrator of John D. Lewis, deceased, as aforesaid, be, and he is hereby, entered and made the party appellant in this cause.

135 Neal Ruggles vs. Pl'ff in Error
The People of the State of Illinois

The argument of this cause was continued by Mr J.K. Edsall of counsel for the defendants in error and concluded by Mr Sidney Bartlett of counsel for the plaintiff in error.

179 The Memphis & Charleston Railroad Company vs. Pl'ff in Error
The United States

This cause was argued by Mr H.J. Hunnes of counsel for the plaintiff in error and by Mr Solicitor General Phillips of counsel for the defendant in error.

198 of C. D. 1881 — Jacob S. Merrell vs. John H. Tice. Pltff in Error

On motion of Mr C. P. Culver, of counsel for the defendant in error, leave is hereby granted to withdraw from the transcript of the record on file in this court certain original matter and substitute a copy therefor.

Proclamation being made the court is adjourned until tomorrow at twelve o'clock.

Tuesday, March 16th

Pursuant to adjournment the Court met today at the Capitol

Present.

The Honorable Morrison R. Waite Chief Justice

Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray
Samuel Blatchford

John G. Nicolay, Esqr. U.S. Marshal.
James A. McKenney, Clerk

Proclamation being made the Courts opened.

575 Lydia A. Traynard vs Appellant / Thomas B. Valentine — Appeal from the Supreme Court of the Territory of Washington

This cause came on to be heard

the transcript of the record from the Supreme Court of the Territory of Washington, and on the stipulation of counsel on file and motion of Mr C. H. Armes, in behalf of counsel for the appellant, it is now here ordered, adjudged and decreed by this Court that this appeal be, and the same is hereby dismissed with costs.

Per Mr Chief Justice Waite.

E R Matthews, Executor
vs et al.
vs.
The Memphis & Charleston R. R. Co. & James H. Vicer

Appellants

116

This cause was argued by Mr D. H. Poston and Mr S. F. Phillips of counsel for the appellees, and submitted on printed argument by Mr H. P. Brainard, of counsel for the appellants.

Tuesday March 13th 1860 continued.

	Charles F. Kring	This cause was
1111	vs. Affin in Error	argued by Mr
	The State of Mississippi	Jeff Chandler
		and Mr S. S.

Seward of counsel for the plaintiff in error, and submitted on printed argument by Mr S. F. Phillips of counsel for the defendant in error.

	William C. Walsh, Commissioner	
	of the General Land Office of the	
	State of Texas	The argu
763	vs Appellant	ment of these
	William Preston	cases was
	And	commenced
	William Preston	by Mr John
764	vs. Appellant	Mason Brown
	Wm C. Walsh Com	of counsel
	missioner &c.	for Preston
		and contin-

ued by Mr T. J. Peele of counsel for Walsh, Commissioner &c.

Proclamation being made the Court is adjourned until tomorrow at ten o'clock.

Wednesday, October 1st 1873

Pursuant to adjournment the Court met to day at the Capitol

Present

The Honorable Morrison R. Waite, Chief Justice

Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray Jr.
Samuel Blatchford

John F. Nicolay Esquire, Marshal

James H. McKenney Clerk

Proclamation being made the Court was opened.

On motion first made to the Court in this behalf by Mr C. M. Da Costa it is ordered that A. B. Saulsbury Esquire of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Wednesday March 16th 89 continued

163	William C. Walsh, Commissioner of the General Land Office of the State of Texas -vs- Abbellant	The argument of this case was continued by Mr C. J. Peller of counsel for Walsh, Commissioner and concluded by Mr George M. Davis, of counsel for Preston
	William Preston	
	And	
	William Preston	
164	-vs- Abbellant	
	Wm C. Walsh, Commissioner &c.	
74	The St Paul & Chicago Railway Company -vs- Plff in Error Samuel McLean	This cause was argued by Mr C. H. Bangs of counsel for the plaintiff in error, and submitted on printed argument by Mr D. M. Porter of counsel for the defendant in Error

178 The United States vs Pfiffin Error Frank Phelps and Howard Phelps

This cause was argued by Mr Assistant Attorney General Maury of counsel for the plaintiff in error & no further argument being desired by the Court

181 Phillips County vs Pfiffin Error Francis B. Loomis

In Error to the Circuit Court of the United States for the Eastern District of Arkansas

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Arkansas, and on the authority of counsel for the plaintiff in error on file & this is now here ordered and adjudged by this Court, that the writ of error in this cause be and the same is hereby dismissed with costs.

per Mr Chief Justice Waite

1852

Phillike County
vs. Pfffin Error
Leonards Matthews
& Edwards Whittaker
partners as Matthews
& Whittaker

In Error to
the Circuit
Court of the
United States
for the Eastern
District of
Arkansas

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Arkansas, and on the authority of counsel for the plaintiff in error on file, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

per Mr Chief Justice Taney

Wednesday March 11th 1883 continued

John A. Elliott
vs. Appellant
George A. Sackett et al.

The argument of this cause was commenced by Mr William E. Mason of counsel for the appellant and continued by Mr Edward C. Mason, of counsel for the appellees and Mr William E. Mason, of counsel for the appellant.

Proclamation being made the Court is adjourned until tomorrow at twelve Oclock

Thursday, March 15th 1883.

Pursuant to adjournment the Court met to day at the Capitol

Present.

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray Jr
Samuel Blatchford
John G. Nicolay Esquire, Marshal
James H. McKenney, Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr H. G. C. Humes, it is ordered that H. H. Ingersoll Esquire, of Knoxville, State of Tennessee, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly

Thursday, March 15th 1883, continued

152 John A. Elliott vs. George A. Sackett et al. Appellant

The argument of this cause was concluded by Mr William E. Mason of counsel for the appellant.

406 The United States, Plaintiff vs. [illegible]
407 The United States, Plaintiff vs. [illegible]
408 The United States, Plaintiff vs. [illegible]
409 The United States, Plaintiff vs. [illegible]
410 The United States, Plaintiff vs. [illegible]
411 The United States, Plaintiff vs. [illegible]

The argument of these cases was commenced by Mr George H. Shields, of counsel for the defendants in Nos. 406, 407, 409, 410 and 411, and continued by Mr Chester H. Krum, of counsel for the defendant in No. 407; by Mr S. T. Glover, of counsel for the defendants in Nos 409, 410 and 411, and by Mr Assistant Attorney General Maury, of counsel for the plaintiff

Proclamation being made the Court is adjourned until tomorrow 10 o'clock.

Friday March 16th 1883.

Pursuant to adjournment the Court met to day at the Capitol.

Present,

The Honorable Morrison R. Waite, Chief Justice.

Samuel F. Miller
Stephen J. Field
Joseph P. Bradley Associate
John M. Harlan Justices.
William B. Woods
Stanley Matthews
Samuel Blatchford

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr H. G. C. Humes it is ordered that P. A. Knox, Esquire of Waynesburg, State of Pennsylvania, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly

	R. L. Shainwald, Receiver &c et al.	This cause was submitted
976	vs Appellants	to the consid-
	Isaac J. Levis	eration of the
		Court, pursu-

ant to Rule 32, on the record and printed arguments by Mr T. T. Crittenden and Mr F. H. Mackey, of counsel for the appellants, and by Mr Albert Bach, of counsel for the appellee.

	Alexander P. Sutton Collector &c	Mr Assist-
		ant Attorney
1206	vs. Plff in Error	General
	Alonzo M. Utt & Francis A Utt	Maury
	And	filed and
	The Swift & Courtney & Beecher Co.	submitted
		to the con-
1209	vs. Appellant	sideration
	The United States.	of the Court
		motion to

advance these causes

Friday March 16th 1883 continued

406 The United States Plaintiff vs. James H. Britton
407 The United States Plaintiff vs James H. Britton
408 The United States Plaintiff vs Edward P. Curtis
409 The United States Plaintiff vs Jas H. Britton & Barton Bates
410 The United States Plaintiff vs Jas H. Britton & Barton Bates
411 The United States Plaintiff vs Jas H. Britton & Barton Bates

The argument of these cases was continued by Mr Assistant Attorney General Maury of counsel for the plaintiff, and concluded by Mr Chester H. Krum, of counsel for the defendants.

Levi Goldenburg et al.
vs. Pl'ffs in Error
Thomas Murphy, late
Collector &c.

This cause was argued by Mr Stephen G. Clarke of counsel for the plaintiffs in error, and by Assistant Attorney General Maury, of counsel for the defendant in error

Friday March 16th 1883. Continued.

185	E.A. Baldwin et al. vs Plffs in Error Francis G. Starke	This cause was submitted to the considera tion of the

Court on the record and printed arguments by Mr G.M. Lamberton of counsel for the plaintiffs in error, and by Mr Samuel Shellabarger and Mr J.M. Wilson, of counsel for the defendant in error.

186	Ex parte: In the matter of Samuel D. Jackson Appellant	Ordered by the Court that this cause be, and

the same is hereby continued until the next term.

95	The Memphis & Charleston Railroad Company vs. Appellant The State of Alabama for the use of Jackson [illegible]	This cause was argued by Mr W.G.C. Humes of counsel for the appellant & no counsel appear ing for the appellee

R. M. Barton, Jr. Assignee &c
vs. Plff in Error
John Geiler

This cause was submitted to the consideration of the Court on the record and printed argument by Mr H. E. Jackson, of counsel for the plaintiff in error - no counsel appearing for the defendant in error.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Monday March 9th 1874

Pursuant to adjournment the Court met to day at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice.
Samuel F. Miller
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray &
Samuel Blatchford.
John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk

Proclamation being made the Court was opened

On motion first made to the Court in this behalf by Mr George G. Vest it is ordered that William H. Williams Esquire, of Boonville, State of Missouri, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly

On motion first made to the Court in this behalf by Mr Solicitor General Phillips it is ordered that John Arthur Esquire of Washington City District of Columbia be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr Charles Case it is ordered that Thomas McDougall Esquire of Cincinnati State of Ohio be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

711 Edwin A Merritt, Collector of the Port of New York vs. Joseph Park Jr. Charles Park and John M. Pilford — In Error to the Circuit Court of the United States for the Southern District of New York

This cause came on to be heard on

the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and was argued by counsel. On consideration whereof It is now here ordered and adjudged by this Court, that the judgment of the said Circuit Court, in this cause, be, and the same is hereby, reversed with costs: And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to grant a new trial

per Mr Justice Blatchford

526 Edwin A. Merritt, Collector of the Port of New York. vs. Alfs in Error Alphonse Stephani and William G. Morning — In Error to the Circuit Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and was

argued by counsel - On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said Circuit Court, in this cause, be, and the same is hereby, reversed with costs. And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to grant a new trial.

per Mr Justice Blatchford.

Thomas Cochran et al. survivors &c.
vs. Error in Error
Augustus Schell, late Collector of Customs
And
Augustus Schell, late Collector of Customs
vs. Error in Error
Thomas Cochran & William Barbour, survivors &c.

1126
1127

In Error to the Circuit Court of the United States for the Southern District of New York

This cause came on to be heard on the transcript of the record from

the Circuit Court of the United States for the Southern District of New York, on a writ of error and cross writ and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said Circuit Court, in this cause be, and the same is hereby, affirmed with interest, until paid, at the same rate per annum that similar judgments bear in the Courts of the State of New York. Each party paying their own costs in this Court

per Mr Justice Blatchford.

177

George H. Hill
vs. Plff in Error
George F. Harding, Laurence J. Kinsey & William H. Barnum

In Error to the Supreme Court of the State of Illinois.

This cause came on to be heard on the transcript of the record from the

the Supreme Court of the State of Illinois, and was argued by counsel- On consideration whereof, it is now here ordered and adjudged by this Court, that the judgment of the said Supreme Court, in this cause, be, and the same is hereby reversed with costs; And that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings to be had therein in conformity with the opinion of this Court.

per Mr Justice Gray

E. S. Jaffray & Company: H. A. Lawson & Company: Heathcham Manufacturing Company: Hudson Brothers; W^m Combe, Caruth & Burns; A. E. Tilley: Appleton Noyes & Mandet al.

vs.

McGehee, Snowden & Violett James Torrans, United States Marshal, & James M. Hudson

Appellants

Appeal from the Circuit Court of the United States for the Eastern Dist^t of Arkansas

176

Monday March 19th 1883 continued.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Arkansas and was argued by counsel. On consideration whereof, it is now here ordered, adjudged, and decreed by this Court, that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr Justice Woods

169

Charles H. Marshall, Charles Lawson, William H. Webb, Luther B. Hyman, George Bell, Mary Butler et al. vs. Appellant
The Steamship Adriatic, her Engines &c The Oceanic Steam Navigation Company (limited) Claimant.

Appeal from the Circuit Court of the United States for the Southern District of New York

This cause came on to be heard on the transcript of the record from

the Circuit Court of the United States for the Southern District of New York, and was argued by Counsel; On consideration whereof, It is now here ordered, adjudged, and decreed by this Court, that the decree of the said Circuit Court in this cause, be, and the same is hereby, affirmed with costs.

per Mr Justice Field.

694 The City of Ottawa vs. Pliffin Error / William H. Carey — In Error to the Circuit Court of the United States for the Northern District of Illinois.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois, and was argued by counsel — On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said Circuit Co-

on this cause be, and the same is hereby, reversed with costs: And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to enter another judgment, on the facts found in favor of the City.

per Mr Chief Justice Waite

713

Chester A. Arthur, late Collector of the Port of New York vs. Plff in Error
David Fox and Rose Fox

In Error to the Circuit Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and was argued by counsel - On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause, be, and the same is hereby

reversed with costs: And that this cause be, and the same is hereby remanded to the said Circuit Court with directions to grant a new trial.

Per Mr Chief Justice Waite

124 Charles Winchester vs. Henry M. Lord

Appeal from the Circuit Court of the United States for the Eastern District of Michigan.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Michigan, and was argued by counsel - On consideration whereof, it is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause, be, and the same is hereby, affirmed with costs.

Per Mr Chief Justice Waite

1201 Madeline Roth vs. Pl'ffin Error Frederica Ehmanetal. In Error to the Supreme Court of the State of Illinois.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Illinois, and on the motion to dismiss which was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction

per Mr Chief Justice Taney

1206 Alexander P. Tutton Collector &c. vs. Pl'ffin Error Alonzo M. Vile & Francis A Vile

On consideration of the motion to advance this cause, It is ordered that said motion be, and the same is hereby, granted and the cause assigned for argument on the second Monday in April at the foot of the call for that day.

Francis Dainese vs. John E. Kendall et al. Appellant

1141 Ordered by the Court that the motion to dismiss in this cause be, and the same is hereby, continued for hearing with the cause on the merits.

per Mr Chief Justice Waite

The District of Columbia vs. The Washington Market Company Plff in Error

193 On consideration of the motion for a writ of Certiorari in this cause, It is ordered that said motion be, and the same is hereby, granted, subject to exceptions upon the return of the writ.

per Mr Chief Justice Waite

1209 The Swift & Courtney & Beecher Company vs. Appellant The United States

On consideration of the motion to advance this cause, it is ordered that said motion be, and the same is hereby, denied.

per Mr Chief Justice Waite

1230 Ex parte: In the matter of Tom Tong Petitioner

Mr S. F. Phillips of counsel for the petitioner, filed and submitted to the consideration of the Court motion to advance this cause.

11, Original Ex parte: In the matter of Hung Hang Petitioner

On the motion of Mr S. F. Phillips of counsel for the petitioner; leave is hereby granted to file a petition for a writ of habeas corpus.

	J.B. Woodyard, Clara G. Betts, Christiana Miller, and her husband B. Miller	In Error to the circuit Court of the United States for the Eastern District of Texas
324	vs. Plffs in Error	
	Richard M. Cary	

This cause came on to be heard on the transcript of the record from the circuit Court of the United States for the Eastern District of Texas, and on the motion of Mr M. F. Morris, of counsel for the plaintiffs in error, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr Chief Justice Waite.

	S.D. Miller et al.	On motion of
173	vs. Plff in Error	Mr M.F. Morris
	The National Bank of Lancaster et al,	of counsel for the defendants in error, leave

is hereby granted the Clerk to issue

the Mandate in this cause.

Ex parte; In the matter of Emory E. Norton
10. Original. Petitioner

On motion of Mr Charles Case, leave is hereby granted to file a petition for a writ of Mandamus.

Ex parte; In the matter of Emory E. Norton
10. Original Petitioner

The petition for a writ of mandamus was submitted to the consideration of the Court on printed arguments by Mr J.D. Rouse in support of the same, and by Mr John A. Campbell, in opposition thereto.

Benjamin Hayden
45 vs Appellant
Charles Manning

On motion of Mr J.H. Mitchell, of counsel for the appellant leave is hereby granted the Clerk to issue the Mandate in this cause

187 Mrs Peter Duffetal. vs Appellants The Sterling Pump Co. This cause was argued by Mr L.L. Bond, of counsel for the appellants No counsel appearing for the appellee.

189 The Bank of St Thomas vs Appellant The British Brigantine "Julia Blake" &c. This cause was argued by Mr G. DeForrest Lord of counsel for the appellant, and by Mr E.P. Wheeler, of counsel for the appellee

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock

Tuesday March 20th 1883.

Pursuant to adjournment the Court met to day at the Capitol.

Present

The Honorable Morrison R. Waite Chief Justice
Samuel F. Miller
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray &
Samuel Blatchford
Associate Justices

John G. Nicolay Esquire Marshal.
James H. McKenney, Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr R. R. Lawton it is ordered that George A. Mercer Esquire, of Savannah, State of Georgia be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

William Ludloff & ed
Charles Ludloff
90 vs. Pltff in Error
The United States

This cause was argued by Mr John A. S. Sunday of counsel for the plaintiff in error, and by Mr Solicitor General Phillips of counsel for the defendant in error.

Mills County Iowa
71 vs. Pltff in Error
The Burlington & Missouri River Railroad Co. et al.
and
Mills County Iowa
92 vs. Pltff in Error
The Chicago Burlington & Quincy R.R. Co.

These cases were argued by Mr Samuel Shellabarger, of counsel for the defendants in error and submitted on printed arguments by Mr C. B. Lawrence and Mr D. A. Solomon of counsel for the plaintiff in error and Mr J. M. Wilson of counsel for the defendant in error

Tuesday March 6th 1832 Continued

193 The District of Columbia vs. Pltfin Error The Washington Market Co. On motion of Mr William Birney of counsel for the defendant in error Ordered that this cause be passed but to seek its place at the head of the call until Thursday next.

197 Johnathan Kirkbride vs. Pltfin Error Lafayette County, The argument of this cause was commenced by Mr J. B. Henderson of counsel for the plaintiff in error and continued by Mr Alexander Graves of counsel for the defendant in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock

Wednesday March 21st 1883

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite Chief Justice
Samuel F. Miller
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray Jr.
Samuel Blatchford

John G. Nicolay Esquire Marshal
James H. McKenney Clerk

Proclamation being made the Court is opened

On motion first made to the Court in this behalf by Mr. S. L. Fancher it is ordered that Theodore F. Miller Esquire of New York City be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly

Ex parte: In the matter of Tom Tong Petitioner

12.30

On consideration of the motion to advance this cause it is ordered that said motion be, and the same is hereby granted. the cause to be heard on printed arguments. Per Mr Chief Justice Fuller

Ex parte: In the matter of Tom Tong Petitioner

12.90

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Hall McAllister of counsel for the petitioner, and by Mr L. A. Latimer, of counsel for the respondent.

Wallace S. Jones Executor &c. et al. vs. Wm C. Habersham & Wm Hunter, Executors &c. et al. Appellants

82.

On motion of Mr. A.R. Lawton of counsel for the appellees leave is

hereby granted the Clerk to issue the Mandate in this cause

The District of Columbia
vs. Error
The Washington Market Co.

On motion of Mr Hilliam Birney of counsel for the defendant

in error Ordered that the cause be passed until Monday next

Amos Burdeall Claimant of the Schooner "Centennial"
vs. Appellant
The Standard Sugar Refinery.

Appeal from the Circuit Court of the United States for the District of Massachusetts

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Massachusetts, and on the stipulation of counsel now file and motion of Mr Chas

Theodore Russell Jr. in behalf of counsel - It is now here ordered adjudged and decreed by this Court. that this appeal be, and the same is hereby, dismissed. Clerks costs in this Court to be paid by appellant.

per Mr Chief Justice Taile

197 Jonathan Pride vs. Plff in Error
Lafayette County

The argument of this cause was continued by Mr Alexander Graves of counsel for the defendant in error. and concluded by Mr. J.B. Henderson of counsel for the plaintiff in error.

198 The Mayor & Aldermen of the City of Savannah vs. Plff in Error
Eugene Kelly
And
199 The Mayor & Aldermen of the City of Savannah vs. Plff in Error

The argument of these cases was commenced by Mr H.L. Stiles holm of counsel for the plaintiff in

continued by Mr George F. Mercer of counsel for the defendants in error, and Mr A.R. Lawton of counsel for the plaintiff in error.

J.C. Flood, John W. Mackay, James G. Fair, The Pacific Wood, Lumber & Flume Company & the Consolidated Virginia Mining Company.
vs.
John H. Rucker
and
John W. Mackay & James G. Fair
vs.
John H. Rucker.

Appeals from the Circuit Court of the United States for the District of California

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of California on separate appeals, and on the authority of counsel for the appellants on the

and motion of Mr S. F. Phillips in behalf of counsel - It is now here ordered, adjudged, and decreed by this court that these appeals be and the same are hereby dismissed with costs.

per Mr. Chief Justice Waite

J. C. Flood John W. Mackay
James G. Fair & The Pacific
Mill & Mining Company
and The Consolidated Virginia Mining Co.
284 vs. Appellants
John H. Burke
and
John W. Mackay & James G. Fair
285 vs Appellant
John H. Burke

Appeals from the Circuit Court of the United States for the District of California

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of California, on separate

appeals - and on the authority of counsel for the appellants on file and motion of Mr S. F. Phillips in behalf of counsel - it is now here ordered, adjudged, and decreed by this court that these appeals be and the same are hereby dismissed with costs.

per Mr Chief Justice Waite

John F. Hartranft Collector of Customs at the Port of Philadelphia vs. } In Error
S. P. Kennedy trading as Kennedy Brothers } to the Circuit Court of the United States for the Eastern District of Pennsylvania.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Pennsylvania and on the motion of Mr Solicitor General Phillips, of counsel for the plain-

tiff in error. It is now here order-
ed and adjudged by this Court
that the writ of error in this cause
be, and the same is hereby dis-
missed with costs.

per Mr Chief Justice Taile

Proclamation being made the
Court is adjourned until tomor-
row at twelve oclock.

Thursday March 2d 1882

Pursuant to adjournment the Court met to-day at the Capitol

Present

The Honorable Morrison R. Waite Chief Justice
Samuel F. Miller
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray &
Samuel Blatchford
John G. Nicolay Esquire, Marshal
James H. McKenney, Clerk

Proclamation being made the Courts opened.

Gertrude H. Kensett
vs.
M. ues D. Stivers as Col-
lector of Internal Revenue
John Corwin, his deputy
and Marshall B. Blake
as Collector of Internal
Revenue.

Appeal from the Circuit Court of the United States for the Southern District of New York

Thursday, March 22d 1883 continued.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and on the motion of Mr E. L. Fancher, of counsel for the appellant, It is now here ordered, adjudged and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

per Mr Chief Justice Waite

Hervey L. Dale
vs. Appellant
The United States

and

The United States
vs Appellant
Hervey L. Dale
The United States
vs. Appellant
Joseph H. Fancher

220

221

222

Mr Assistant Attorney General Maury with consent of counsel in the respective cases, filed and submitted to the consideration of the Court motion to substitute case No 223 for Nos. 220 and 221 and vice versa.

198	The Mayor & Aldermen of the City of Savannah vs. Plff in Error Eugene Kelly and The Mayor & Aldermen of the City of Savannah vs. Plff in Error v. H. Mallen	The argument of these cases was concluded by Mr. R. Lawton of counsel for the plaintiff in error
199		
300	Magdalene Von Lotzhausen vs. Plff in Error John Hagan Collector &c. and Henry C. Payne Postmaster &c.	This cause was submitted to the consideration of the Court on the record and printed arguments by Mr F. H. Lotzhausen of counsel for the plaintiff in error and by Assistant Attorney General Maury, of counsel for the defendants in error.

Thursday March 22d 1883 continued

The Missionary Society of the Methodist Episcopal Church

206 vs. Appellant

Dalles City

The Missionary Society of the Methodist Episcopal Church

207 vs Appellant

James K. Kelly et al.

and

The Missionary Society of the Methodist Episcopal Church

vs Appellant

James K. Kelly et al.

These cases were argued by Mr E.S. Pancher, of counsel for the appellant, and by Mr. J.K. Mitchell, of counsel for the appellees.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Monday March 26th 1883.

Pursuant to adjournment the Court met to day at the Capitol

Present.

The Honorable Morrison R. Waite Chief Justice
Samuel F. Miller
Joseph P. Bradley
William B. Woods
Stanley Matthews
Horace Gray Jr.
Samuel Blatchford
Associate Justices
John G. Nicolay, Esquire Marshal
James M. McKenney, Clerk

Proclamation being made the Court was opened

On motion first made to the Court in this behalf by Mr Wilkinson Call it is ordered that E. A. Perry Esquire of Pensacola, State of Florida, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr Benjamin F.

Butler, it is ordered that Felix Brannigan and John B. Lurat, Esquires of Washington City, District of Columbia, be admitted to practice as attorneys and counsellors of this Court and they were accordingly.

John A. Elliott vs Appellant
George A. Sackett 2nd
Hugh T. Dickey

Appeal from the Circuit Court of the United States for the Northern District of Illinois

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois and was argued by counsel - On consideration whereof, it is now here ordered, adjudged, and decreed by this Court, that the decree of the said Circuit Court, in this cause, be, and the same is hereby, reversed with costs, so far as it dismisses the original bill, and so

far as it adjudges that Dickey has any equities as against Elliott, and so far as it adjudges that Elliott assumed and agreed to pay the amount due on the mortgage to Dickey, and so far as it adjudges that Elliott shall pay to Dickey the amount found due to him and the costs of the suit and so far as it provides for an application by Lackett for an order that Elliott pay to him any sum which he may pay on the debt due to Dickey. And that this cause be, and the same is hereby remanded to the said Circuit Court with directions to enter a decree in the original suit granting the prayer of the bill with costs, and for such further proceedings in the original and cross suits as may not be inconsistent with the opinion of this Court.

per Mr Justice Blatchford

170

Martin Basket	Appeal from
vs	the Circuit
Appellant	Court of the
Hilas J. Hasell, Administrator of Hillary N. Chaney, deceased	United States for the District of Indiana

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Indiana, and was argued by counsel. On consideration whereof, It is now here ordered adjudged, and decreed by this Court that the decree of the said Circuit Court, in this cause, be, and the same is hereby, affirmed with costs.

Per Mr Justice Matthews

(Mr Justice Miller did not sit in this cause and took no part in its decision)

37 George H. Ewell vs Thomas J. Hagan } Appeal from the Circuit Court of the United States for the Western District of Texas.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Texas, and was argued by counsel - On consideration whereof, It is now here ordered adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause be and the same is hereby modified in respect to the amount found to be due, and the rate of interest to be allowed thereon as indicated in the opinion of this Court and with this modification the decree is affirmed, each party paying his own costs in this Court

per Mr Justice Wayne

178 The United States vs Elff in Error Frank Phelps vs Howard Phelps } In Error to the Circuit Court of the United States for the Southern district of New York

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York and was argued by counsel - On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby affirmed

per Mr Chief Justice Taney

183 Levi Goldenberg Reuben Goldenberg, Simon Goldenberg and Ansel Heinberg vs Elff in Error Thomas Murphy, late Collector of the Port of New York } In Error to the Circuit Court of the United States for the Southern District of New York

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and was argued by counsel On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby reversed with costs: And that this cause be, and the same is hereby remanded to the said Circuit Court with directions to award a new trial.

per Mr Chief Justice Taney

R. M. Barton Junior Assignee of Kessler & Harmon vs. John Geiler

188 Plff in Error

In Error to the Supreme Court of the State of Tennessee

This cause came on to be heard on the transcript of the recor

from the Supreme Court of the State of Tennessee, and was argued by counsel- On consideration whereof. It is now here ordered adjudged and decreed by this Court, that the decree of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr Chief Justice Taney

976

Ralph L. Shainwald Receiver &c. and Herman Shainwald, Assignee &c. interveners, Jr. Wright Isaac Hoffman and S. Hoffman composing the firm of Hoffman Brothers et al. vs Appellants Ezra A. Lewis

Appeal from the Circuit Court of the United States for the District of Nevada

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Nevada, and was argued by counsel,- On consider-

ation whereof. It is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause, be, and the same is hereby, affirmed with costs

per Mr Chief Justice Waite

531 Benjamin S. Hillon vs William S. Dickinson — Appeal from the Supreme Court of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Supreme Court of the District of Columbia and on the motion to dismiss which was argued by counsel - On consideration whereof, It is now here ordered adjudged, and decreed by this Court that this appeal be, and the same is hereby, dismissed for the want of jurisdiction

per Mr Chief Justice Waite

1235 John A Devlin vs Appellant
Benjamin L. Hilton and William A. Dickinson

Mr F. H. Hackett of counsel for the appellees, having filed in open court the following certificate, to wit:

Supreme Court of the District of Columbia

I, R. J. Meigs, Clerk of the Supreme Court of the District of Columbia, do hereby certify that in a certain cause depending in said Court, being a consolidation of a cause wherein Benjamin L. Hilton was complainant and Charles D. Gilmore, Ephahras J. Sherman, John Devlin, A. P. Chipman, and A. A. Hoerner were defendants with a cause wherein Charles D. Gilmor was plaintiff and John Devlin Benjamin L. Hilton, William A. Dickinson, Henry Sherman, A. Heydenrick, E. J. Sherman and George Whitney were defendants

a final decree was entered on the 22th December ult. 1882 in favor of said Benjamin F. Hilton and William A. Dickinson and against said John Devlin and the said John Devlin on the same day prayed an appeal to the Supreme Court of the United States which was allowed.

In testimony whereof I have hereunto subscribed my name and affixed the seal of said Supreme Court this 2d day of January 1883.

(Seal)

R. J. Meigs

Clerk Supreme Court District of Columbia

and having stated that the said appellant had altogether failed to file the record of said cause in this Court, or in any way to prosecute said appeal, moved the Court in pursuance of the rule to have said appeal docketed and

dismissed - On consideration whereof, It is now here ordered adjudged, and decreed by this Court, that this appeal from the Supreme Court of the District of Columbia be and the same is hereby docketed and dismissed with costs; And that this cause be and the same is hereby remanded to the said Supreme Court to be proceeded in according to law and justice

per Mr Chief Justice Fuller

Ex parte: In the matter of William G. Harden Joseph G. Potts, James A. Wright & Edward A. Wright Petitioners

No Original - On consideration of the petition for an alternative writ of mandamus in this case and of the argument of counsel in support of the same, It is now here ordered by the Court that said

petition be and the same is hereby denied

per Mr Chief Justice Waite

974 Isabel Gage vs. Appellant Maria B Pumpelly, Executrix &c. et al. On consideration of the motion to dismiss in this cause

It is ordered that said motion be and the same is hereby denied

per Mr Chief Justice Waite

Ex parte: In the matter of the Canada Southern Railway Company Original — Petitioner On consideration of the Canada Southern Railway Company It is ordered that cause be shown by the District Court of the United States for the Northern district of New York before this court at Washington on the

District of Columbia on the ninth day of October next at 10 o'clock noon of that day, or as soon thereafter as counsel can be heard why a writ of mandamus shall not issue as prayed in said petition per Mr Chief Justice Waite

220 Hervey S. Dale vs Appellant / The United States

221 The United States vs Appellant / Hervey S. Dale and

293 The United States vs. Appellant / Joseph H. Fisher

On consideration of the motion to substitute No 293 for Nos. 220 and 221 on the docket, It is ordered that said motion be, and the same is hereby, granted and No 293 will be heard when Nos. 220 and 221 are reached, they to take the place on the docket heretofore occupied by No. 293.

per Mr Chief Justice Waite

The Chief Justice announced the adoption of the following rule -

In Admiralty

No. 59

In a suit for damage by collision if the claimant of any vessel proceeded against, or any respondent proceeded against in personam, shall, by petition on oath, presented before or at the time of answering the libel, or within such further time as the Court may allow, and containing suitable allegations showing fault or negligence in any other vessel contributing to the same collision, and the particulars thereof, and that such other vessel or any other party ought to be proceeded against in the same suit for such damages, pray that process be issued against such vessel or party to that end, such process may be issued and if duly served, such suit shall proceed as if such

or party had been originally proceeded against: the other parties in the suit shall answer the petition; the claimant of such vessel or such new party shall answer the libel; and such further proceedings shall be had and decree rendered by the court in the suit as to law and justice shall appertain. But every such petitioner shall, upon filing his petition, give a stipulation with sufficient sureties to pay, to the libellant and to any claimant or new party brought in by virtue of such process, all such costs, damages and expenses as shall be awarded against the petitioner by the court upon the final decree, whether rendered in the original or appellate court; and any such claimant or new party shall give the same bonds or stipulations which are required in like cases from parties brought in under process issued on

302 The Baltimore Potomac R.R. Co. -vs- Alff in Error
The Fifth Baptist Church
And
The Connecticut Mutual Life Ins. Co. -vs- Alff in Error
313 Leopold Lecke

Ordered by the Court that these cases be passed until Monday next.

1113 The Louisville & Nashville Railroad Company -vs- Alff in Error
Samuel Palmes, Collector &c.

Mr E.T. Perry of counsel for the defendant in error filed and submitted to the consideration of the Court motion to advance this cause

	A. S. Badger, Collector &c.	On motion of Mr Solicitor General Phillips Leave is hereby granted the Clerk to issue the Mandates in these cases.
936	vs Plff in Error Patrick H. Pepper and	
	A. S. Badger, Collector &c.	
934	vs. Plff in Error Patrick H. Pepper	
	The District of Columbia	The argument of this cause was commenced by Mr H. E. Davis, of counsel for the plaintiff in error, and continued by Mr William Birney and Mr Benjamin F. Butler, of counsel for the defendant in error.
973	vs Plff in Error The Washington Market Co.	

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Sunday March 2d 1862

Pursuant to adjournment the Court met to-day at the Capitol

Present

The Honorable Nomination Taney Chief Justice
Samuel F. Miller
Joseph P. Bradley Associate
William Strode Justices
Horace Gray &
Samuel Blatchford
John G. Nicolay, Esquire Marshal
James A. McKenney, Esq.

Proclamation being made the Court is opened

On motion first made to the Court in this behalf by Mr Solicitor General Phillips it is ordered that Green B. Raum, Esquire, of Galconda, Pope County, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly

293	The United States vs Appellant Charles Mitchell	On motion of Mr Assistant Attorney General Maury

Ordered that this cause be and the same is hereby advanced and assigned for argument with No. 393.

93	The District of Columbia vs Pff in Error The Washington Market Co.	The argument of this cause was concluded by Mr. A. G. Riddle of counsel for the plaintiff in error

209	Samuel E. Williams vs Appellant B. L. Jackson et al and	The argument of this cause was commenced by Mr Philip Phillips of counsel for the appellant in No 209; contin-
252	B. L. Jackson et al vs. Appellants Jennie K. Stickney Administratrix &c.	ued by Mr Job. Barnard of counsel for the appellee in No 209

and appellants in No. 452 by Mr William H. Maury of counsel for the appellant in No. 209. by Mr James M. Johnston of counsel for the appellee in No. 452 and concluded by Mr Jos Kennard of counsel for the appellees in No 209 and appellants in No 452

John L. Merriam vs Appellant The United States

The argument of this cause was commenced by Mr John B. Sanborn of counsel for the appellant.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock

Wednesday March 28th 1883

Pursuant to adjournment the Court met to day at the Capitol.

Present

The Honorable Morrison R. Waite Chief Justice
Samuel F. Miller
Joseph P. Bradley
John M. Harlan
William B. Woods
Horace Gray &
Samuel Blatchford
John G. Nicolay Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr H. Hilloughby it is ordered that Lonzo A. Bailey Esquire, of Washington City, District of Columbia be admitted to practice as an attorney and counsellor of of this Court and he was accordingly sworn accordingly

John L. Merriam
vs. Appellant
210 The United States

The argument of this cause was continued by Mr Solicitor General Phillips of counsel for the appellee and concluded by Mr George H. King of counsel for the appellant

Oliver Stiner & Hornbuy
vs. Plffs in Error
211 The Rumford Chemical Works for the use of St. Payne et ux.

Ordered by the Court that this cause stand and the same is hereby

Marmaduke L. Cumminger
vs. Appellant
213 John C. Powers and Bridget Powers

This cause was argued by Mr Nathaniel Wilson of counsel for the appellant and submitted on printed arguments by Mr H. B. Gilbert of counsel for the appellant, and Mr William

Wednesday 2 March 28th 1842 Cont.

W. Randolph of counsel for the appellee.

The Little Miami and Columbus Xenia Railroad Company vs. Pltffs in Error / 111 The United States

This cause was argued by Mr Williams M. Ramsey of counsel for the plaintiff in error and by Mr Solicitor General Phillips of counsel for the defendant in error

Samuel J. Davis et al vs Pltffs in Error / 115 The State of South Carolina

This cause was argued by Mr Solicitor General Phillips of counsel for the plaintiffs in error & to counsel appearing for the defendant in error

316 William T. Gage et al vs. James H. Herrington et al

The argument of this cause was commenced by Mr. George Harding of counsel for the appellants, and continued by Mr D. F. Thurston of counsel for the appellees

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock

Thursday March 29th 1883.

Pursuant to adjournment the Court met to day at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice.
Samuel F. Miller
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray
Samuel Blatchford
John G. Nicolay, Esquire, Marshal.
James H. McKenney, Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Thomas L. Young it is ordered that Robert Jay Sullivan, Esquire, of Cincinnati, State of Ohio, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr B.F. Thurston it is ordered that Edwin J. Jenney Esquire of Syracuse State of New York be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

A.L.C. Buffum Impd	Appeal from
F. Maxcy & Hartley Jr	the Circuit
Jewett Partners &c Appt.	Court of the
C. Buffum & Company	United
510 vs. Abbellanis	States for
The Oakland Manu-	District of
facturing Company	Maine

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Maine, and on the stipulation of counsel on file and motion of Mr B.F. Thurston in behalf of counsel - It is now here ordered, adjudged and decreed

by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby affirmed with costs.

per Mr Chief Justice Hall.

510 A. K. & Buffum et al. vs. Appellants The Oakland Manufacturing Company

On motion of Mr B. F. Thurston in behalf of counsel, leave is hereby granted the Clerk to issue the mandate in this cause.

316 William C. Cage et al. vs. Appellants James H. Herring et al.

The argument of this cause was continued by Mr B. F. Thurston, of counsel for the appellees, and concluded by Mr George Harding of counsel for the appellants.

Richard C. Robinson & Sallie J. Robinson vs. The Memphis & Charleston Railroad Company — In Error

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr William M. Randolph of counsel for the plaintiffs in error and by Mr H. S. Haines of counsel for the defendant in error

Christopher T. Hampton, Administrator &c et al. vs. Appellants J. L. Phipps.

The argument of this cause was commenced by Mr F. G. Barker, of counsel for the appellants and continued by Mr James Lowndes of counsel for the appellee, and Mr Wilmot G. DeSaussure, of counsel for the appellants

Proclamation being made the Court adjourned until tomorrow at twelve o'clock

Friday March 30th 1883.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray
Samuel Blatchford
} Associate Justices.

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

215 Samuel J. Davis et al. vs. Plffs in Error
The S[tate] of South Carolina.

On motion of Mr H. C. Earle, leave is hereby granted counsel for defendant in error to file brief in this cause.

Francis M. Longstreet
vs Appellee in Error
Daniel Bullard

The motion for a supersedeas in this cause was submitted to the consideration of the court by Mr A. H. Packer in behalf of Mr R. T. Lyon in support of the cause and by Mr Clifford Anderson in opposition thereto.

Christopher F. Hampton Administrator &c et al
vs. Appellants
J. L. Phipps

The argument of this cause was concluded by Mr W. D. Williamson of counsel for the appellants

The Western Pacific Railroad Company et al
Charles McLaughlin
vs Appellants
The United States

This cause was argued by Mr Henry Beard of counsel for the appellants and by the Assistant Attorney General of

213 The United States vs. Appellant Joseph H. Fisher

This cause was submitted to the consideration of the Court on the record and printed argument by Mr Assistant Attorney General Maury of counsel for the appellant and by Mr C. C. & S. McPherson, of counsel for the appellee.

214 The United States vs. Appellant Charles Mitchell

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr Assistant Attorney General Simons and Mr John S. Blair of counsel for the appellant, and by Mr George A. King, of counsel for the appellee.

22 Emanuel Hahn vs Appellant The United States

This cause was submitted to the consideration of the Court

Friday March 30th 1883 Continued.

on the record and printed argu-
ments by Mr R. C. Paine, of counsel for
the appellant and by Mr Solicitor
General Phillips, of counsel for the
appellee.

323	Richard S. Allen vs. Plff in Error William A. McVeigh	The argument of this cause was commenced by Mr H. G. Claughton, of counsel for the plaintiff in error.
1126	Thomas Cochran et al. vs. Plff in Error Augustus Schell, late Collector &c. And, Augustus Schell late Collector &c. vs. Plff in Error Thomas Cochran et al.	On motion of Mr Assistant Attorney General Maury leave is hereby granted the Clerk to issue the Mandate in these cases

Proclamation being made the Court is
adjourned until Monday next at
twelve o'clock.

Monday April 2d 1883.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray
Samuel Blatchford
John G. Nicolay, Esquire, Marshal.
James H. McKenney, Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr Solicitor General Phillips it is ordered that Eugene Otterbourg, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Monday April 2d 1883 continued

On motion first made to the Court in this behalf by Mr H. Hallett Phillips it is ordered that Richard Wayne Parker Esquire of Newark State of New Jersey, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly

On motion first made to the Court in this behalf by Mr J. H. Mitchell it is ordered that Henry H. Gilfry Esquire of Salem State of Oregon be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly

187

Mrs Peter Duff Robert Duff E. H. Kitzmiller 2d The Union Manufacturing Company vs. Appellants P. Sterling Pump. Co.

Appeal from the Circuit Court of the United States for the Northern District of Illinois.

This cause came on to be heard on

the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois and was argued by counsel. On consideration whereof, it is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause, be, and the same is hereby affirmed with costs.

per Mr Justice Blatchford.

90 William Sudloff and Charles Sudloff, trading as Sudloff Brothers vs. Plff in Error
The United States
In Error to the Circuit Court of the United States for the District of Maryland.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Maryland and was argued by counsel. On consideration whereof, it is now here

ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be and the same is hereby affirmed

per Mr Justice Blatchford

The Memphis & Charleston Railroad Co. vs The State of Alabama for the use of Jackson County.

Appeal from the Circuit Court of the United States for the Northern District of Alabama

195

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Alabama and was argued by counsel - On consideration whereof, It is now here ordered adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be and the same is hereby affirmed with costs.

per Mr Justice Gray

195 The Mayor Aldermen of the City of Savannah vs. Eugene Kelly Plffs in Error Du Error to the Circuit Court of the United States for the Southern District of Georgia.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Georgia and was argued by counsel. On consideration whereof, it is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs and interest until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Georgia.

per Mr Justice Matthews

119

The Mayor &c of Savannah
vs. } In Error to
A. M. Martin } the Circuit
Court of the
United
States for
the Southern District of Geo

This cause came on to be heard
on the transcript of the record from
the Circuit Court of the United
States for the Southern District of
Georgia, and was argued by coun-
sel. On consideration whereof it
is now here ordered and adjudged
by this Court that the judgment
of the said Circuit Court in this
cause, be and the same is hereby
affirmed with costs and interest
until paid, at the same rate per
annum that similar judgments
bear in the Courts of the State
of Georgia

Per Mr Justice Matthews

406 The United States vs. James H. Britton — Plaintiff — On a certificate of division in opinion between the Judges of the Circuit Court of the United States for the Eastern District of Missouri.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Missouri, and on the points or questions on which the Judges of the said Circuit Court were opposed in opinion and which were certified to this Court for its opinion agreably to the act of Congress in such case made and provided, and was argued by counsel - On consideration whereof, it is the opinion of this Court that the first, second seventh, and ninth questions be answered in the affirmative, and the fifth, sixth and eighth questions in the negative - Whereupon

it is now here ordered and adjudged by this Court that it be so certified to the said Circuit Court

Per Mr Justice Harlan

The United States vs Plaintiff
James A. Bolton

On a certificate of division in opinion between the Judges of the Circuit Court of the United States for the Eastern District of Missouri

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Missouri, and on the points or questions on which the Judges of the said Circuit Court were divided in opinion, and which were certified to this Court for its opinion agreeably to the act of Congress in such case made and provided, and was argued

by counsel - On consideration whereof, It is the opinion of this Court that the first, third and fourth questions be answered in the negative - & no answer to the second question is necessary. Whereupon it is now here ordered and adjudged by this Court that it be so certified to the said Circuit Court.

per Mr Justice Nelson.

409 The United States vs James L. Britton and Barton Bates — Plaintiff — On a certificate of division in opinion between the Judges of the Circuit Court of the United States for the Eastern District of Missouri.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Missouri and on the points or

questions on which the Judges of the said Circuit Court were opposed in opinion and which were certified to this Court for its opinion agreeably to the act of Congress in such case made and provided, and was argued by counsel. On consideration whereof, it is the opinion of this Court that the first branch of the fifth question be answered in the negative - to answer to the other questions is necessary - Whereupon it is now here ordered and adjudged by this Court that it be so certified to the said Circuit Court. per Mr Justice Woods

#10 The United States vs James A. Britton and Barton Bates

On a certificate of division in opinion between the Judges of the Circuit Court of the United States for the Eastern District of Missouri.

Monday April 2d 1883 continued

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Missouri, and on the points or questions on which the Judges of the said Circuit Court were opposed in opinion and which were certified to this Court for its opinion agreeably to the act of Congress in such case made and provided, and was argued by counsel - On consideration whereof, it is the opinion of this Court that the indictment is bad, and as no good indictment can be framed upon the facts as they appear therein, it is unnecessary and the Court declines to answer the specific questions certified by the Judges of the Circuit Court - It is therefore ordered and adjudged by this Court that it be so certified to the said Circuit Court.

per Mr Justice Woods

The United States vs Plaintiff
James A. Britton
and Barton Bates

On a certificate of division in opinion between the Judges of the Circuit Court of the United States for the Eastern District of Missouri.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Missouri, and on the points or questions on which the Judges of the said Circuit Court were opposed in opinion and which were certified to this Court for its opinion agreeably to the act of Congress in such case made and provided, and was argued by counsel - On consideration whereof it is the opinion of this Court that the first and third questions be answered in the negative - & to answer to second question is necessary. Thus

Whereupon it is now here ordered and adjudged by this Court that it be so certified to the said Circuit Court.

per Mr Justice Woods.

197 Jonathan Kirkbride vs. Elf in Error Lafayette County In Error to the Circuit Court of the United States for the Western District of Missouri.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Missouri, and was argued by counsel. On consideration whereof, it is now here ordered and adjudged by this Court that the judgment of the said Circuit Court, in this cause, be, and the same is hereby, reversed with costs. And that this cause be, and the same is hereby, remanded to the said Circuit Court with

directions to enter judgment for the plaintiff.

per Mr Justice Harlan

174 | The St Paul & Chicago Railway Company vs. Samuel McLean | In Error to the Circuit Court of the United States for the Southern District of New York

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and was argued by counsel - On consideration whereof It is now here ordered and adjudged by this Court, that the judgment of the said Circuit Court in this cause, be, and the same is hereby, affirmed with costs.

per Mr Justice Harlan

66 The Manhattan Medicine Company vs. Nathan Wood and John S. Wood. Appeal from the Circuit Court of the United States for the District of Maine.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Maine and was argued by counsel. On consideration, it is now here ordered, adjudged and decreed by this court that the decree of the said Circuit Court in this cause be, and the same is hereby affirmed with costs.

per Mr Justice Field.

1041 Charles T. Kring vs. Plff in Error The State of Missouri. In Error to the Supreme Court of the State of Missouri.

Monday April 2d 1883 continued

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Missouri and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be and the same is hereby reversed with costs; And that this cause be and the same is hereby remanded to the said Supreme Court with instructions to reverse the judgment of the Criminal Court of St Louis, and for such further proceedings as are not inconsistent with the opinion of this Court. per Mr Justice Miller

Dissenting:
Mr Justice Matthews
Mr Chief Justice Waite
Mr Justice Bradley
Mr Justice Gray

	Edgar A. Baldwin & Charles E. Van Tilt	In Error to the Supreme
185	vs.	Court of the
	Francis B. Stanton	State of Nebraska.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Nebraska, and was argued by counsel. On consideration whereof it is now here ordered, adjudged and decreed by this Court that the decree of the said Supreme Court in this cause be, and the same is hereby, reversed with costs: And that this cause be, and the same is hereby, remanded to the said Supreme Court with instructions to affirm the decree of the District Court for the County of Lancaster dismissing the bill.

per Mr Justice Miller

179 The Trenton Delaware Charleston Railroad Company vs The United States. In Error to the Circuit Court of the United States for the Western District of Tennessee.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Tennessee and was argued by Counsel. On consideration whereof. It is now ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby reversed. And that this cause be, and the same is hereby remanded to the said Circuit Court for such further proceedings not inconsistent with the opinion of this Court as justice may require.

per Mr Chief Justice Marshall.

Ex parte: In the matter of Emery E. Norton Original Petitioner } Petition for a Writ of Mandamus

This cause came on to be heard on the petition and answer thereto, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that a writ of peremptory mandamus issue from this Court to the Judges of the Circuit Court of the United States for the Eastern District of Louisiana, requiring and commanding said Court to take cognizance and jurisdiction of the controversy and demand of the petitioner Emery E. Norton, against Henry F. Pellew and others, No. 9557 upon appeal in said Court, and to reinstate said cause and hear and determine the same.

per Mr Chief Justice Waite

Francis M. Longstreth. Pltff in Error
vs
Samuel Bullard. Deft in Error

1332

On consideration of the motion for a supersedeas in this cause and of the argument of counsel thereupon had as well in support of as against the same; It is ordered that said motion be and the same is hereby denied.

per Mr Chief Justice Waite

The Chief Justice announced that the Court would adjourn for the term on Monday May 7th, and that no case would be called for argument after Friday, April 5th.

The State National Bank of Springfield. Pltff in Error
vs.
The St Louis Rail Fastening Company Deft in Error

1341

Mr. William M. Springer of counsel for the defendant in error.

having filed in open Court the following certificate to wit:

"United States of America } ss.
Southern District of Illinois, } ss. Circuit Court

I, John A. Jones Clerk of said Court do hereby certify that in the case of St Louis Rail Fastening Company against The State National Bank of Springfield Illinois, an action in assumpsit, judgment has been rendered in this Court against said State National Bank, and that said State National Bank has sued out and had allowed a Writ of Error returnable to the Supreme Court of the United States of America on the second Monday of October 1882, as fully as the same appear of Record in my office.

In testimony whereof I hereunto subscribe my name (Seal) and affix the seal of said Court at Springfield, in said District this thirtieth day of

Monday April 2d 1883 continued

March 4th 1883.

L. A. Jones, Clerk

and having stated that the plaintiff in error had altogether failed to file the record of said cause in this Court, or in any way to prosecute said writ of error on which the Court in pursuance of the 9th rule to have the writ of error in this cause docketed and dismissed - On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause to the Circuit Court of the United States for the Southern District of Illinois be, and the same is hereby docketed and dismissed with costs: And that this cause be, and the same is hereby, remanded to the said Circuit Court to be proceeded in according to law and justice

per Mr Chief Justice Waite

William P. Sinclair et al.		Mr C. H. Hornor of counsel for the appellees, objected the death of Joseph Cooper, one of the appellees in this cause, and moved the Court for leave to enter the appearance of Mrs Beatrice Moran Cooper, widow of Joseph Cooper deceased and Natural Tutrix of her minor children, Emma Joseph Henry and Cecilia Cooper, as a party appellee in this cause - Whereupon it is ordered that Mrs Beatrice Moran Cooper widow of Joseph Cooper, deceased, and Natural Tutrix of her minor children Emma, Joseph Henry, and Cecilia Cooper be and she is hereby, entered and made a party appellee in this cause.
333 vs Appellants		
Joseph Cooper, Owner &c et al		

Ex parte; In the matter of the State of Iowa		Mr R. C. Lowe of counsel for the
12, Original.	Petitioner	

petitioner asked and obtained leave to file a petition for a writ of mandamus and submitted to the consideration of the Court motion for a rule to show cause why said writ should not issue.

Ex parte. In the matter of Hung Hang		The petition for a writ of habeas
11	Orginal Petitioner	

corpus in this cause was submitted to the consideration of the Court by Mr Hall McAllister of counsel for the petitioner

Richard L. Allen		The argument of this cause was continued by Mr H. A. Claughton of
223	vs. Plff in Error	
William T. McLeigh		

counsel for the plaintiff in error, and Mr Philip Phillips of counsel for the defendant in error, and concluded by Mr H. C. Claughton of counsel for the plaintiff in error.

224 J. Gross vs Plff in Error The United States Mortgage Company

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr Thomas J. McClelland of counsel for the plaintiff in error and by Mr Kirt Dexter of counsel for the defendant in error.

225 Mary and James Bors vs. Plff in Error The County of Phillips

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr William T. Maury and Mr James Coleman of counsel for the plaintiffs in error and by

Monday, April 2d 1853 Continued.

Mr M. F. Sanders of counsel for the defendant in error.

John S. Barlow Receiver &c. vs. Appellant Lyttleton Kelly

326 This cause was submitted to the consideration of the Court on the record and printed arguments by Mr S. F. Bowman of counsel for the appellant and by Mr R. P. Buckland of counsel for the appellee.

John D. Knightetal vs. Plffs in Error The United States

327 This cause was submitted to the consideration of the Court on the record and printed arguments by Mr R McPhail Smith of counsel for the plaintiffs in error, and by Mr Assistant Attorney General Maury, of counsel for the defendant in error.

The Providence & New York Steamship Company
228 vs Plff in Error
The Hill Manufacturing Company.

The argument of this cause was commenced by Mr. Jacob H. Choate of counsel for the plaintiff in error,

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Tuesday April 3d 1883.

Pursuant to adjournment the
Court met to day at the Capitol.

Present.

The Honorable Morrison R. Waite Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray &
Samuel Blatchford

John G. Nicolay Esquire Marshal
James H. McKenney Clerk

Proclamation being made the
Court is opened.

B. G. Bean Claimant
of nine trunks and
one bag containing
4306½ yards of black
silk and other property
vs Plff in Error
The United States.

In Error
to the Cir-
cuit Court
of the Unit-
ed States
for the Dis-
trict of New
Jersey.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of New Jersey, and on the authority of counsel for the plaintiff in error on file and motion of Mr Solicitor General Phillips of counsel for the defendant in error. It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby dismissed

per Mr Chief Justice Waite

The Providence & New York Steamship Co. vs. Pltf in Error
228 The Hill Manufacturing Company

The argument of this cause was continued by Mr J. H. Choate, of counsel for the plaintiff in error and Mr. S. A. Abbott and Mr. J. G. Abbott of counsel for the defendant in error and concluded by Mr. H. Choate of counsel for the plain-

Tuesday April 3d 1883 Continued

	The Baltimore & Potomac Railroad Co.	This cause was argued
332	vs. Pltff in Error	by Mr Enoch
	The Fifth Baptist	Totten, of coun-
	Church	sel for the
		plaintiff in

error, and submitted on printed argument by Mr M. F. Morris and J. J. Darlington of counsel for the defendant in error.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Wednesday April 4th 1883.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray
Samuel Blatchford
Associate Justices
John G. Nicolay, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Assistant Attorney General Maury it is ordered that W. H. Divine, Esquire, of New York City be admitted to practice as an attorney and counsellor of this Court and he was sworn accord-

On motion first made to the Court in this behalf by Mr Thomas J. Semmes it is ordered that Francis Rawle Esquire of Philadelphia State of Pennsylvania be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly

1130 John Bush vs Elfin in Error The Commonwealth of Kentucky. On motion of Mr H. A. Mauzy in behalf of counsel, leave is hereby granted the Clerk to issue the Mandate in this cause.

203 The Connecticut Mutual Life Insurance Company vs. Elfin in Error Jacob Lucks. This cause was argued by Mr Enoch Totten of counsel for the plaintiff in error, and by Mr R. S. Worthington of counsel for the defendant in error.

229 Patrick C. Meath vs. Phillips County — Appellant — This cause was argued by Mr S. P. Walker of counsel for the appellant - no counsel appearing for the appellee.

230 Chas. Edward Lewis vs. The City of Shreveport — Plff in Error — This cause was submitted to the consideration of the Court on the record and printed arguments by Mr James Grant of counsel for the plaintiff in error and by Mr B. F. Jonas, of counsel for the defendant in error.

231 Thomas J. Wood vs. The United States — Appellant — This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Halbert E. Paine, of counsel for the appellant, and by Mr. Assistant Attorney General Maury, of

Wednesday April 4th continued

counsel for the appellee

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock

Thursday April 5th 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present.

The Honorable Morrison R. Waite Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray &
Samuel Blatchford.
John G. Nicolay, Esquire Marshal,
James H. McKenney Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. E. P. Cubby, it is ordered that Riley J. Bliss Esquire, of Kingman, State of Kansas, be admitted to practice as an attorney and counsellor of this Court and he was accor-

ingly.

On motion first made to the Court in this behalf by Mr. Assistant Attorney General Maury it is ordered that John C. Gray, Esquire of Boston, State of Massachusetts, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph H. Choate, it is ordered that Albert G. McDonald and David C. Van Cott, Esquires, of Brooklyn, State of New York, be admitted to practice as attorneys and counsellors of this Court, and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. M. F. Morris, it is ordered that Julius B

Bissell, Esquire of Leadville State of Colorado be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

119	The Sun Mutual Insurance Company vs. The Ocean Insurance Company Abbellant	On motion of Mr. Joseph H. Choate, of counsel for the abbellant, leave is hereby granted the Clerk to issue the Mandate in this cause.
332	George H. Campbell et al. vs. The United States Abbellants	This cause was argued by Mr. Joseph H. Choate, of counsel for the abbellants, and by Mr Assistant Attorney General Maury, of counsel for the abbellee.

Thursday 4th April 5th 1883 continued.

933 J. Sherman Hall vs. Plff in Error The Pennsylvania Railroad Company

Ordered by the Court that this cause be and the same is hereby continued until the next term.

934 John H. Countre vs. Plff in Error E.F. Smith and M.C. Lightner

This cause was argued by Mr. T.C. Carter of counsel for the plaintiff in error and submitted on printed arguments by Mr. F.H. Hales and Mr C.B. Lawrence of counsel for the defendants in error

935 Thomas Boese Receiver &c. vs. Plff in Error William King et al. Assignees &c.

The argument of this cause was commenced by Mr C. Bainbridge Smith of counsel for the plaintiff in error

Proclamation being made the Court is adjourned until tomorrow at twelve

Friday, April 6th 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present.

The Honorable Morrison R. Waite Chief Justice.
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray &
Samuel Blatchford
John G. Nicolay Esquire, Marshal
James H. McKenney, Clerk

Proclamation being made the Court is opened.

678

The Reno County State Bank, vs. The First National Bank of Chicago. Plff in Error

In Error to the Circuit Court of the United States for the District of Kansas.

This cause came on to be heard on

Friday April 6th 1883 continued

the transcript of the record from the Circuit Court of the United States for the District of Kansas and on the stipulation of counsel on file and motion of Mr. Hon. T. McKinney, in behalf of counsel, It is now here ordered and adjudged by this Court, that the writ of error in this cause be, and the same is hereby, dismissed with costs.

per Mr. Chief Justice Waite

591 Joseph McCutcheon vs. Plff in Error
The Board of County Commissioners of the County of Rice

In Error to the Circuit Court of the United States for the District of Minnesota

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Minne-

cota and on the authority of counsel for the plaintiffs in error on file, and motion of Mr Wm A. McKenney in behalf of counsel it is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

per Mr Chief Justice Waite

Thomas Boese Receiver &c.
vs. Plff in Error
William King et al. Assignees &c.

The argument of this cause was continued by Mr. C. Bainbridge Smith of counsel for the plaintiff in error, and concluded by Mr. M. H. Divine, of counsel for the defendants in error.

230

Friday April 6th 1883 continued.

237 William H. Ellis et al. vs. The Atlantic Mutual Insurance Co. of N.Y. et al. Appellants

The argument of this cause was commenced by Mr. Thomas J. Semmes of counsel for the appellants, and continued by Mr. Philip Phillips & Mr. H. Hallett Phillips of counsel for the appellees and Mr. Semmes of counsel for the appellants.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Monday April 9th 1883.

Pursuant to adjournment the Court met to day at the Capitol

Present

The Honorable Morrison R. Waite Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray
Samuel Blatchford.
Associate Justices

John G. Nicolay Esquire Marshal
James H. McKenney Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. J. D. Stevenson it is ordered that Whit M. Grant Esquire of Davenport State of Iowa be admitted to practice as an attorney and counsellor of this Court and he was sworn accord-

ingly.

309 Samuel T. Williams
vs. Appellant
Benjamin L. Jackson,
William B. Jackson & George
J. Seufferle, as Jackson
Brother & Company
and
Benjamin L. Jackson
William B. Jackson &
George J. Seufferle as
Jackson Brothers & Co.
482 vs. Appellants
Jeannie K. Stickney Administratrix of William
Stickney, deceased.

Appeals from the Supreme Court of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Supreme Court of the District of Columbia on separate appeals, and was argued by counsel - On consideration whereof It is now here ordered, adjudged, and decreed by

this Court that the decree of the said Supreme Court in this cause be, and the same is hereby reversed: And that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings to be had therein in conformity with the opinion of this Court - Costs in this Court to be paid by the appellee in No. 209 and by the appellant in No. 482, -

per Mr. Justice Gray

Mr Justice Harlan was not present at the argument and took no part in the decision of this cause

193 The District of Columbia vs. Plff in Error
The Washington Market Company
In Error to the Supreme Court of the District of Columbia

This cause came on to be heard on the transcript of the record

Monday April 9th 1883 continued

from the Supreme Court of the District of Columbia and was argued by counsel - On consideration whereof it is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause, be, and the same is hereby, affirmed with costs.

per Mr Justice Matthews

316 John L. Merriam vs The United States — Appeal from the Court of Claims.

This cause came on to be heard on the transcript of the record from the Court of Claims and was argued by counsel - On consideration whereof - It is now here ordered and adjudged by this Court, that the judgment of the said Court of Claims, in this cause, be, and the same is hereby, affirmed.

per Mr Justice Woods.

Monday April 9th 1883 continued.

408 The United States vs. Edward P. Curtis — Plaintiff — On a certificate of division in opinion between the Judges of the Circuit Court of the United States for the Eastern District of Missouri.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Missouri, and on the points or questions on which the Judges of the said Circuit Court were opposed in opinion, and which were certified to this Court for its opinion agreeably to the act of Congress in such case made and provided, and was argued by counsel. On consideration whereof, It is the opinion of this Court that the alleged false oaths of the defendant were not taken before an officer competent at the time, under the laws of the United States, to administer them. Whereupon, it is now

here ordered and adjudged by this court that it be so certified to the said Circuit Court.

per Mr. Justice Harlan

115

The Cook County National Bank & Augustus H. Burley, Receiver of said Bank vs Appellants The United States

} Appeal from the Circuit Court of the United States for the Northern District of Illinois

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois, and was argued by counsel. On consideration whereof it is now here ordered, adjudged, and decreed by this Court, that the decree of the said Circuit Court, in this cause, be, and the same is hereby, reversed; And that this cause be, and the same is hereby remanded to the said Circuit Court with directions to sustain the demur-

ver and dismiss the bill.

per Mr. Justice Field.

200 Magdalene Von Cotz-haisen vs. Plff in Error
John Stagro, Collector of Customs and Henry C. Payne, Postmaster
On Error to the Circuit Court of the United States for the Eastern District of Wisconsin.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Wisconsin and was argued by counsel - On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said Circuit Court in this cause be, and the same is hereby affirmed with costs.

per Mr. Justice Miller.

(Mr Justice Field took no part in the decision of this cause.)

709

The Township of Urbana. vs. Plff in Error
Matthew M. Bolles

In Error to the Circuit Court of the United States for the Southern District of Illinois.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Illinois and was argued by counsel. On consideration whereof, the Court being equally divided in opinion. It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court, in this cause, be and the same is hereby affirmed with costs and interest until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Illinois.

(Mr Justice Matthews having been consulted professionally upon the direct question involved, did not sit in this cause or take any part in the decision.)

910

The Township of Urbana vs. Cliff in Error
The Aetna Life Insurance Company

In Error to the Circuit Court of the United States for the Eastern District of Illinois

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Illinois and was argued by counsel - On consideration whereof, the Court being equally divided in opinion, It is now here ordered and adjudged by this Court, that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs and interest, until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Illinois.

Mr Justice Matthews having been consulted professionally upon the direct question involved did not sit in this cause or take any part in the decision)

Monday, April 9th 1883. Continued.

311

The Township of Urbana,
vs. Plff in Error
The First National Bank of Danville Ills

In Error to the Circuit Court of the United States for the Southern District of Illinois.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Illinois and was argued by counsel. On consideration whereof, the Court being equally divided in opinion, it is now here ordered and adjudged by this Court, that the judgment of the said Circuit Court in this cause be, and the same is hereby affirmed with costs and interest, until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Illinois.

(Mr. Justice Matthews having been consulted professionally upon the direct question involved did not sit in this cause or take any part in the decision.)

912

The Township of Tobana vs. George H. Sandford. Plff in Error

In Error to the Circuit Court of the United States for the Southern District of Illinois.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Illinois, and was argued by counsel - On consideration whereof, the Court being equally divided in opinion, It is now here ordered and adjudged by this Court, that the judgment of the said Circuit Court, in this cause be, and the same is hereby, affirmed with costs and interest until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Illinois.

(Mr Justice Matthews having been consulted professionally upon the direct question involved did not sit in this cause or take any part in the decision.)

713

The Town Clerk of St Joseph, vs Elf in Error John M. Cracken-bush.

in Error to the Circuit Court of the United States for the Southern District of Illinois.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Illinois, and was argued by counsel. On consideration whereof, the Court being equally divided in opinion, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court, in this cause, be, and the same is hereby, affirmed with costs and interest until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Illinois.

(Mr. Justice Matthews having been consulted professionally upon the direct question involved, did not sit in this cause or take any part in the decision.)

153

The County of Richland in the State of Illinois vs George William Ballou and George H. Holt, Partners as George William Ballou & Company

In Error to the Circuit Court of the United States for the Southern District of Illinois.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Illinois, and was argued by counsel. On consideration whereof, the Court being equally divided in opinion, It is now here ordered and adjudged by this Court, that the judgment of the said Circuit Court, in this cause be, and the same is hereby, affirmed with costs and interest until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Illinois.

Mr. Justice Matthews having been consulted professionally upon the direct question involved, did not sit in this cause or take

Ex parte: In the matter of The State of Iowa
12 Original — Petitioner

On consideration of the petition of The State of Iowa, It is ordered that cause be shown by Noah C. McFarland Commissioner of the General Land Office, before this Court at Washington in the District of Columbia on the ninth day of October next at 12 o'clock noon of that day, or as soon thereafter as counsel can be heard, why a writ of mandamus should not issue as prayed in said petition

per Mr Chief Justice Waite

The Louisville & Nashville Railroad Co.
vs. Pfff in Error
1113 Manuel Palmes, Collector &c.

On consideration of the motion to advance this cause, It is ordered that said motion be, and the same is hereby, granted, and the cause

assigned for argument at the foot of the call on the first Monday in November next.

Set Mr Chief Justice Waite.

The United States vs Plff in Error
Frank L. Jones Administrator &c. et al.

On motion of Mr Solicitor General Phillips of counsel for the plaintiff in error, Ordered that this cause be, and the same is hereby continued until the next term, per stipulation.

J. C. Metcalf et al. vs. Appellants
G. H. Bonebrake, Assignee &c.

On motion of Mr Samuel Shellabarger of counsel for the appellants, leave is hereby granted the Clerk to issue the Mandate in this cause.

Ex parte. In the matter of The Devoe Manufacturing Company
13. Original — Petitioner

On motion of Mr H. J. Scudder, of counsel for the petitioner, leave is hereby granted to file a petition for a writ of Prohibition and the same was submitted to the consideration of the Court on printed arguments by Mr H. J. Scudder in support of the same and by Mr F. H. Falcon, in opposition thereto.

Wm. P. Sinclair & Co. et al.
535 vs. Appellants
Mrs Beatrice Moran Cooper, Widow &c. Louis Huertz et al

Mr Thomas J. Semmes in behalf of counsel suggested the death of Louis Huertz, one of the appellees in this cause and moved the Court for leave to enter the appearance of Mrs. Ella Huertz, widow and natural tutrix of her

minor children Ella and Lilly Huertz as a party appellee in this cause. Whereupon it is ordered that Mrs Ella Huertz, widow of Louis Huertz deceased, and natural tutrix of her minor children Ella Huertz and Lilly Huertz, be, and she is hereby, entered and made a party appellee in this cause.

1. ½ The City of New Orleans vs Pfiff in Error
The State of Louisiana Ex rel: Henry Shebherd.

Mr. Thomas J. Semmes, of counsel for the defendant in error.

called up the motion to dismiss in this cause - Whereupon it is ordered by the Court that the submission of said motion be, and the same is hereby, postponed until Monday next.

William A. Ellis et al vs Appellants
337 The Atlantic Mutual Insurance Company of New York et al.

The argument of this cause was concluded by Mr. Thomas J. Semmes, of counsel for the appellants.

John B. Slawson vs. Appellant
338 The Grand St. Prospect Park & Flat-bush R.R. Co.

This cause was argued by Mr. Livingston Gifford, of counsel for the appellant and by Mr David C. Van Cott of counsel for the appellee.

The State, Expel. Folsom Brothers vs Plffs in Error
339 The Mayor &c. of the City of New Orleans.

The argument of this cause was commenced by Mr. Thomas J. Semmes, of counsel for the plaintiffs in error

Proclamation being made the Court is adjourned

Tuesday, April 10th 1883.

Pursuant to adjournment the Court met to-day at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice.
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray &
Samuel Blatchford.
Associate Justices.

John G. Nicolay, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. R. D. Benedict it is ordered that Horace Binney Sargent, Junior, Esquire, of Boston, State of Massachusetts, be admitted to practice as an attorney and counsellor of this Court and he was

sworn accordingly.

239 The State ex rel. Folsom Brothers vs. Plff in Error
The Mayor &c. of the City of New Orleans

The argument of this cause was continued by Mr. Thomas J. Semmes of counsel for the plaintiffs in error and Mr. A. F. Morris of counsel for the defendants in error, and concluded by Mr. Semmes of counsel for the plaintiffs in error.

312 John H. Starin vs. Appellant
The Schooner "Jesse Hilliamson Jr. &c. Wm H. Sise et al.

This cause was argued by Mr. R. D. Benedict of counsel for the appellant, and by Mr. A. J. Loudder, of counsel for the appellee

Tuesday April 10th 1883 continued.

940 The United States vs. Plaintiff Thomas Ambrose

The argument of this cause was commenced by Mr. E. M. Johnson of counsel for the defendant.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock

Wednesday April 14th 1869,

Pursuant to adjournment the Court met to day at the Capitol

Present

The Honorable Morrison R. Waite Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray
Samuel Blatchford
Associate Justices
John G. Nicolay Esquire Marshal
James H. McKenney Clerk

Proclamation being made the Court is opened.

340 The United States vs Thomas Ambrose
Plaintiff

The argument of this cause was continued by Mr. C. M. Johnson of counsel for the defendant, and Mr. Solicitor General Phillips of counsel for the

plaintiff, and concluded by Mr. Johnson of counsel for the defendant.

241 The Illinois Central Railroad Company vs. Plff in Error
The People of the State of Illinois

The argument of this cause was commenced by Mr. John N. Jewett of counsel for the plaintiff in error, and continued by Mr. J. K. Edsall, of counsel for the defendants in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday April 12th 1883.

Pursuant to adjournment the Court met to day at the Capitol.

Present.

The Honorable Morrison R. Waite Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray
Samuel Blatchford.
John G. Nicolay Esquire, Marshal
James H. McKenney Clerk.

Proclamation being made the Court is opened.

The Illinois Central Railroad Company vs. Pfff in Error
241 The People of the State of Illinois.

The argument of this cause was concluded by Mr. John A. Campbell of counsel for the plaintiff in error.

243 The First National Bank of Xenia, Ohio. vs. Plff in Error
D. M. Stewart & Martha J. McMillan Administratore &c.

This cause was argued by Mr E. M. Johnson of counsel for the defendants in error and submitted on printed argument by Mr. John Little of counsel for the plaintiff in error.

244 The Omaha Hotel Company et al. vs Plffs in Error
Augustus Kountze et al

And

245 Augustus Kountze et al. vs Plffs in Error
The Omaha Hotel Company et al.

The argument of these causes was commenced by Mr. J. M. Woolworth, of counsel for Kountze et al., and continued by Mr. J. S. Black of counsel for Sylvanus Wright.

Proclamation being made the Courtis adjourned until tomorrow at ten o'clock.

Friday April 13th 1883.

Pursuant to adjournment the Court met to day at the Capitol.

Present

The Honorable Morrison R. Waite Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray Jr.
Samuel Blatchford
John G. Nicolay Esquire Marshal.
James H. McKenney, Clerk.

Proclamation being made the Courts opened.

On motion first made to the Court in this behalf by Mr Luther R. Marsh it is ordered that William G. Wilson Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly

On motion first made to the Court in this behalf by Mr. J. M. Woolworth it is ordered that Charles R. Redick, Esquire, of Omaha, State of Nebraska be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

1036 Charles H. Van Kuyk vs. Appellant / Sherman H. Stevens. Appellee. Mr. J. M. Woolworth, of counsel for the appellee moved the Court for leave to the Clerk to issue the mandate in this cause - Whereupon, it is ordered that said motion be, and the same is hereby denied - And it is further ordered that the mandate be withheld until the further order of the court.

The Omaha Hotel Co. et al.
vs. Plff in Error
Augustus Kountze et al.
and
Augustus Kountze et al.
vs. Plff in Error
The Omaha Hotel Co. et al.

The argument of these causes was continued by Mr. John L. Redick of counsel for The Omaha Hotel Co. et al. and concluded by Mr. J. M. Woolworth of counsel for Kountze et al

Alexander P. Sutton Collector &c.
vs. Plff in Error
A. H. Vile & Jos. Vile as Vile Brothers

This cause was argued by Mr Solicitor General Phillips of counsel for the plaintiff in error, and by Mr Edward Shippen of counsel for the defendants in error.

945 Howard County Missouri vs. Plff in Error
The Central National Bank of Boonville Missouri.

This cause was argued by Mr. John D. Stevenson of counsel for the plaintiff in error and submitted on printed argument by Mr. H. C. Williams of counsel for the defendant in error.

946 H. D. Porter, Assignee &c. vs. Plff in Error.
Charlotte C. Lazear

Ordered by the Court that this cause be, and the same is hereby continued until the next term - per stipulation of counsel.

948 Annie Louis vs. Plff in Error
The Trustees of Brown Township, Delaware County, Ohio

Ordered by the Court that this cause be, and the same is hereby

continued until the next term
ber stipulation.

S. V. Speaway & David Kettelman
vs. Appellants
Charles H. Sanger

This cause was argued by Mr. A. Chester of counsel for the appellants

349

The Adriatic Fire Insurance Co. et al.
vs. Plffs in Error
John P. Steadwell

This cause was argued by Mr. John C. Parsons of counsel for the plaintiffs in error and by Mr Luther R. Marsh of counsel for the defendants in error

350

Mary E. Myers widow &c. et al.
vs. Plffs in Error
Frederick J. Swan et al.

This cause was argued by Mr S. F. Phillips of counsel for the defendants in error and submitted on printed arguments

353

by Mr. T. Crittenden and Mr. F. H. Mackey, of counsel for the plaintiffs in error.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock

Monday 24 April 16th 1883.

Pursuant to adjournment the Court met today at the Capitol

Present

The Honorable Morrison R. Waite Chief Justice.
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray &
Samuel Blatchford
John G. Nicolay, Esquire. Marshal.
James H. McKenney Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Ex. Taft it is ordered that Harrington Putnam, Esquire, of Brooklyn, State of New York, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. F. Morris, it is ordered that Arthur A. Birney and Dennis D. Kane Esquires, of Washington City, District of Columbia, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. D. Anderson it is ordered that Henry B. O'Reilly Esquire, of Denver, State of Colorado, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Thomas J. Wood
vs. Appellant
The United States

Appeal from the Court of Claims.

231

This cause came on to be heard on the transcript of the record from the Court of Claims and was argued by counsel - On consider-

ation whereof, it is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause be and the same is hereby affirmed.

per Mr Justice Blatchford

180 James S. Hilkins vs. Elff in Error / Semple Ellett, Administrator of T. H. Quarles deceased. } In Error to the Circuit Court of the United States for the Western District of Tennessee.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Tennessee, and was argued by counsel. On consideration whereof, it is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause, be, and the

same is hereby reversed with costs and that this cause be and the same is hereby remanded to the said Circuit Court, with directions to set aside the verdict and order a new trial.

per Mr Justice Gray.

Christopher F. Hampton Administrator of Frank Hampton, deceased, and Maria C. Otis and Emma S. Heleman, Executrixs of James Heleman, deceased vs. J. S. Phipps.

Appeal from the Circuit Court of the United States for the District of South Carolina.

218

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of South Carolina and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court, that the decree of the said

circuit Court in this cause be and the same is hereby reversed with costs: And that this cause be and the same is hereby remanded to the said Circuit Court with directions to take such further proceedings therein not inconsistent with the opinion of this Court as justice and equity require.

per Mr. Justice Matthews.

Martin Basket
vs. Appellant
70 M. J. Hassell, Admrx

On consideration of the petition for a rehearing filed in this cause, It is ordered that said petition be, and the same is hereby denied.

per Mr Justice Matthews.

206 The Missionary Society of the Methodist Episcopal Church vs. The Dalles City, Appellant, Appeal from the Circuit Court of the United States for the District of Oregon.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Oregon, and was argued by counsel. On consideration whereof, It is now here ordered adjudged and decreed by this Court, that the decree of the said Circuit Court in this cause, be, and the same is hereby, affirmed with costs.

per Mr. Justice Woods

207 The Missionary Society of the Methodist Episcopal Church vs James K. Kelly, Sarah E. Hait, & Phebe Thompson, Appellant, Appeal from the Circuit Court of the United States for the Dis-

trict of Oregon

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Oregon and was argued by counsel - On consideration whereof, It is now here ordered adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby affirmed with costs.

per Mr. Justice Woods.

The Missionary Society of the Methodist Episcopal Church
vs.
James K. Kelly and Aaron E. Wait.

Appeal from the Circuit Court of the United States for the District of Oregon.

208

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States

for the District of Oregon, and was argued by counsel. On consideration whereof, It is now here ordered adjudged, and decreed by this Court that the decree of the said Circuit Court, in this cause, be, and the same is hereby affirmed with costs.

per Mr. Justice Woods.

1043 The City of Quincy vs. Plff in Error / Mary Cooke, Executrix of Lyman Cooke deceased. / In Error to the Circuit Court of the United States for the Southern District of Illinois

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Illinois, and was argued by counsel: On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court, in this cause, be, and the same is hereby affirmed with

costs and interest until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Illinois.

per Mr. Justice Harlan

Ex parte: In the matter of J. B. Hall Original Petitioner } Petition for a Writ of Mandamus.

5.

On consideration of the petition for a writ of mandamus, the return to the rule to show cause and of the argument of counsel thereupon had It is now here ordered by the Court that said petition be, and the same is hereby, denied.

per Mr. Justice Bradley.

Dissenting:

Mr. Justice Field.

Monday, April 16th 1883. continued.

234 John H. Rountree vs. Plff in Error / Ernest F. Smith & Milton C. Lightner — In Error to the Circuit Court of the United States for the Western District of Wisconsin

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Wisconsin and was argued by counsel - On consideration whereof - It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs and interest until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Wisconsin.

per Mr. Justice Miller.

The Little Miami and Columbus & Xenia Railroad Company vs. Plff in Error
The United States

In Error to the Circuit Court of the United States for the Southern District of Ohio.

3/14

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Ohio, and was argued by counsel - On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said Circuit Court in this cause be, and the same is hereby, reversed; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to deduct from the amount of earnings, as ascertained upon the former trial, the items of twenty-two thousand ($22,000) dollars, depreciation in the

value of bonds, and five thousand two hundred and twenty-five ($5,225) dollars depreciation in the value of cotton press stock, together with such other sums included in the items of fifty-one thousand one hundred and fifty-five dollars and forty-four cents ($51,155.44) depreciation in book accounts and choses in action, and one hundred and six thousand and fourteen dollars and sixty-two cents ($106,014.62) depreciation in value of the street connection track, as upon further hearing shall be found to represent losses accruing to the company between July 1st 1864 and November 30th 1869, and to render judgment only for such an amount of tax as shall appear to be due upon that basis.

Per Mr. Chief Justice Waite

Richard L. Allen
323 vs. Plff in Error
William T. McVeigh

In Error to the Supreme Court of Appeals of the State of Virginia

This cause came on to be heard on the transcript of the record from the Supreme Court of Appeals of the State of Virginia, and was argued by counsel-On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said Supreme Court of Appeals, in this cause, be, and the same is hereby, affirmed with costs per Mr Chief Justice Waite.

John S. Farlow, Receiver
of the Cincinnati, Sandusky & Cleveland Railroad
Company,
236 vs. Appellant
Sylvanus Kelly

Appeal from the Circuit Court of the United States for the Northern

District of Ohio.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Ohio, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court, that the decree of the said Circuit Court in this cause be, and the same is hereby affirmed with costs and interest, until paid, at the same rate per annum that similar decrees bear in the Courts of the State of Ohio.

per Mr. Chief Justice Waite.

227 John D. Wright, Thomas B. Tucker, H. C. Bennett, S. M. Bass, Executor of H. A. Wells, deceased, F. M. Bass and G. H. Bennett vs. The United States

In Error to the Circuit Court of the United States for the Middle District of Tennessee.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Middle District of Tennessee and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said Circuit Court, in this cause, be, and the same is hereby affirmed.

per Mr Chief Justice Waite.

230 Charles Edward Lewis vs. Plff in Error
The City of Shreveport in the Parish of Caddo, in the State of Louisiana

In Error to the Circuit Court of the United States for the District of Louisiana.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Louisiana, and was argued

by counsel. On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said Circuit Court in this cause, be, and the same is hereby, affirmed with costs; And that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Western district of Louisiana.

per Mr Chief Justice Waite

293 The United States vs. Appellant Joseph H. Fisher } Appeal from the Court of Claims.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel. On consideration whereof, It is now ordered and adjudged by this Court, that the judgment of the said Court of Claims in this cause, be, and the same is hereby, affirmed.

Vacated and set aside April 23, 1883

per Mr Chief Justice Waite

361

W. J. Hawkins & Walter Clark Assignees etc. etal. vs. Appellants
Granville Blake etal.

Mr. S. F. Phillips of counsel for the appellees; suggested the death of Richard C. Badger, Administrator de bonis non etc. of Frances Devereux dec'd, and the appearance of John Devereux, Jr., as Administrator etc. in his stead, and moved the Court for leave to enter the appearance of John Devereux, Jr. Administrator etc. of Frances Devereux, deceased as a party appellee in this cause - Whereupon it is ordered that John Devereux Jr. Administrator de bonis non of Frances Devereux, deceased, be, and he is hereby entered and made a party appellee in this cause.

1126 Thomas Cochran et al. vs. Plff in Error Augustus Schell, late Collector &c. Mr Solicitor General Phillips filed and submitted to the consideration of the Court motion to reform the mandate by striking out the allowance of interest therein, and leave was granted Mr George Bliss to file brief in opposition thereto.

109, of Oct. T. 1881. Augustus Schell, late Collector &c. vs. Plff in Error H. E. Dodge et al. Mr George Bliss of counsel for the defendants in error filed and submitted to the consideration of the Court motion to recall the Mandates heretofore issued in

122, of Oct. T. 1881. Hiram Barney, late Collector &c. vs. Plff in Error James Isler et al.

134, of Oct. T. 1881. Hiram Barney, late Collector &c. vs. Plff in Error John H. Cox

And,

136, of Oct. T. 1881 Hiram Barney, late Collector &c. vs. Plff in Error Arnold Friedman.

these cases and to reform the judgments entered.

Ex parte, In the matter of The State of Illinois Petitioner — Mr. H. H. Wilshire filed and submitted to the consideration of the Court motion for leave to file petition for a writ of mandamus and for a rule to show cause why said writ should not issue.

The National Steam Navigation Co. 40 of Oct. T. 1881. vs Appellants Joseph H. Dyer et al. And Joseph H. Dyer et al. 143, of Oct. T. 1881. Vs. Appellants The National Steam Navigation Company. — The argument of the motion to recall the Mandate and reform the decree in these cases was commenced by Mr. James C. Carter, in support of the same - The Court declined to hear further argument

Whereupon - It is ordered by the Court that said motion be, and the same is hereby, denied.

694 The City of Ottawa vs. Plff in Error William H. Cary. On motion of Mr George A. King, on behalf of counsel, leave is hereby granted the Clerk to issue the Mandate in this cause.

1229 The City of New Orleans vs. Plff in Error The State, Ex rel: Henry Shepherd. The motion to dismiss or affirm in this cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Thomas J. Semmes and Mr. E. H. McCaleb, in support of the same and by Mr. Charles F. Buck, in opposition thereto.

	Henry Pete	Ordered by the
353	vs. Plff in Error	Court that this
	Louis Desoby	cause be and
		the same is

hereby continued until the next term.

Frederick J. Frelinghuysen, Secretary of State	Mr. Assistant Attorney General Maury
vs	filed and submitted to the
John J. Key and others	consideration

of the Court motion to advance this cause.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock

Tuesday, 17th April 1883.

Pursuant to adjournment the court met to-day at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray Jr
Samuel Blatchford.
John G. Nicolay, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the court is opened.

On motion first made to the court in this behalf by Mr. Charles Hart, it is ordered that William G. Rockler, Esquire, of Providence, State of Rhode Island, be admitted to practice as an attorney and counsellor of this Court and he was sworn accord-

ingly.

On motion first made to the Court in this behalf by Mr. George Harding it is ordered that Thomas Hart Junior, Esquire, of Philadelphia, State of Pennsylvania and Joseph G. Parkinson, Esquire of Cincinnati, State of Ohio, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. J.K. Redington it is ordered that James K. May, Esquire, of Washington City, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

William P. Sinclair & Company et al. vs. Mrs Beatrice Moran Cooper, widow &c. et al. Appellants

255

The argument of this cause was commenced by Mr. Philip Phillips of counsel for the appellants, continued by Mr. Charles W. Hornor, of counsel for the appellees, and concluded by Mr. W. Hallett Phillips, of counsel for the appellants.

Robert L. Downton vs. The Yazoo Mills Co. Appellant

257

On motion of Mr. Georgetwing, of counsel for the appellant, Ordered by the Court that one hour additional time be allowed each side in the argument of this cause -

Robert L. Downton vs The Yazoo Mills Co. Appellant

257

The argument of this cause was commenced by Mr. W.

G. Ramey of counsel for the appellant, and continued by Mr. F. H. Cotzhausen of counsel for the appellee.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock

Wednesday, April 18th 1883.

Pursuant to adjournment the Court met to-day at the Capitol.

Present.

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray
Samuel Blatchford
} Associate Justices

John G. Nicolay, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. George Harding it is ordered that Francis T. Chambers Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

257 Robert L. Downton vs. Appellant The Yaeger Milling Co. The argument of this cause was continued by Mr. F. H. Holzhausen and Mr. Robert Parkinson, of counsel for the appellee, and concluded by Mr. George Harding of counsel for the appellant

258 J. J. Manning and Caleb J. Norwood vs. Appellants The Cape Ann Isinglass & Glue Company et al. The argument of this cause was commenced by Mr. Thomas Wm. Clarke, of counsel for the appellants

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock

Thursday, April 19th 1883.

Pursuant to adjournment the Court met to day at the Capitol

Present.

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods, Justices
Stanley Matthews
Horace Gray
Samuel Blatchford

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr Henry M. Teller it is ordered that R. S. Morrison Esquire of Georgetown, State of Colorado, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr Robert R. Bishop it is ordered that Henry K. Hawes Esqur. of Holyoke, State of Massachusetts, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General Phillips it is ordered that Fabius H. Busbee Esquire, of Raleigh, State of North Carolina, and George C. Teall Esquire, of Eau Claire, State of Wisconsin, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr William Henry Rouse it is ordered that John G. Elliott Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

751 The Commissioners of Buncombe County vs Appellants Vincent R. Tommey et al. On motion of Mr. A.S. Merrimon, of counsel for the appellants, It is ordered by the Court that leave be granted him to withdraw the original transcript of the record filed in this Court in this cause, for the purpose of correcting the same, provided the corrected transcript is returned on or before the first day of next term.

258 J.J. Manning & Caleb J. Norwood. vs. Appellants The Capertun Skein-glass Company et al. The argument of this cause was continued by Mr. Thomas Wm. Clarke, of counsel for the appellants, and Mr. George L. Roberts, of counsel for the appellees, and concluded by Mr. Clarke, of counsel for the appellants.

259	The Mayor & Aldermen of the City of Savannah vs. Plff in Error	Ordered by the Court that these cases be, and the same are hereby, continued until the next term.
	The United States Ex rel: Eugene Kelly And	
260	The Mayor & Aldermen of the City of Savannah vs. Plff in Error	
	The United States Ex rel: A. M. Martin	
261	Wm. J. Hawkins & Walter Clark, Assignees &c. vs. Appellants	The argument of this cause was commenced by Mr. A. S. Merriman
	Griffith Blake, et al.	

of counsel for the appellants.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Friday April 20th 1883.

Pursuant to adjournment the Court met to day at the Capitol

Present,

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray &
Samuel Blatchford
Associate Justices

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk,

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Phillips it is ordered that James E. Callaway, Esquire, of Virginia City, Territory of Montana, be admitted to practice as an attorney and counsellor of this Court and he was

sworn accordingly.

1041	Charles F. Kring vs. Plff in Error The State of Missouri	On motion of Mr. Jeff Chandler of counsel for the plaintiff in error,

leave is hereby granted the clerk to issue the Mandate in this cause.

261	W. J. Hawkins & Walter Clark, Assignees &c et al. vs. Appellants Grinfill Blake et al.	The argument of this cause was continued by Mr. A. S.

Merrimon, of counsel for the appellants, and Mr. S. F. Phillips and Mr. F. H. Busbee, of counsel for the appellees, and concluded by Mr. Merrimon, of counsel for the appellants.

262	John J. Gilfillan vs. Plff in Error. The Union Canal Co. of Pennsylvania	This cause was argued by Mr. James Buval Rodney, of coun-

el for the plaintiff in error, and by Mr. Thomas Hart, Jr. of counsel for the defendant in error.

263 James A. Hawley, County Clerk of Lee County, Illinois vs. Plff in Error
The United States, Ex-rel: J. H. Fairbank et al.

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. J. K. Edsall and Mr. J. B. Hawley, of counsel for the plaintiff in error, and by Mr. Thomas S. McClelland, of counsel for the defendants in error.

265 The County Court of Lincoln County vs. Plff in Error
The United States, Ex rel: J. M. Douglass

Ordered by the Court that this cause be, and the same is hereby, continued until the next term.

Samuel Clark, General Treasurer &c. et al.
vs. Appellants
George M. Barnard et al. Assignees &c.

266

The argument of this cause was commenced by Mr. William G. Rockler, of counsel for the appellants.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock

VOL

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Monday, April 23d. 1883

Pursuant to adjournment the Court met to-day at the Capitol

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray
Samuel Blatchford
Associate Justices
John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. George A. Singleton ordered that Theodore H. Tallmadge, Esquire, of Washington City, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thos. Stewart it is ordered that Enoch E. McKay Esquire of Bardstown State of Kentucky, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Marmaduke H. Ensminger
vs. Appellant
John C. Powers and
Bridget Powers

Appeal from the Circuit Court of the United States for the Western District of Tennessee

213

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Tennessee, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court, that the decree of the said Circuit Court in this cause, be, and the

same is hereby affirmed with costs in all respects except in so far as it erroneously gives the date of July 19th 1876. to the decree of June 19th 1876. and recites erroneously the contents of said decree and except in so far as it may be construed as enjoining the defendant Erasmiwger from setting any title to said lot so as against the City of Memphis or as quieting or confirming the possession of the plaintiffs as against the City of Memphis under the said lease from said City, and except in so far as it adjudges that the lease made by the defendants to the plaintiff John C. Powers and the five notes executed by him be delivered up and cancelled.

Per Mr. Justice Blatchford.

2125 John A. Staun vs. Appellant
The Schooner Jesse Hil-liamson &c. her tackle &c.
Wm. H. Sise et al, Claimants

Appeal from the Circuit Court of the United States for the Southern District of New York

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and was argued by counsel. On consideration whereof It is now here ordered, adjudged and decreed by this Court, that this appeal be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Justice Blatchford

	Alexander P. Sutton, Collector of Customs for the District of Philadelphia	In Error to the Circuit Court of the United States for the Eastern District of Pennsylvania.
1206	vs. Plff in Error.	
	Alonzo M. Vité and Francis A. Vité, trading as Vité Brothers	

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Pennsylvania and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs and interest until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Pennsylvania

per Mr. Justice Gray

215 Samuel J. Davis, J. A. Hemphill, James Stewart and H. A. Miller vs. The State of South Carolina.

In Error to the Supreme Court of the State of South Carolina.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of South Carolina, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said Supreme Court in this cause be, and the same is hereby, reversed with costs. And that this cause be, and the same is hereby, remanded to the said Supreme Court with instructions to enter a judgment reversing the judgment of the Circuit Court for the County of Spartanburg and directing that Court to dismiss the proceeding upon the recognizance for want of jurisdiction. per Mr. Justice Matthews

238 John B. Slawson vs. The Grand Street Prospect Park and Flatbush Railroad Co. — Appellant — Appeal from the Circuit Court of the United States for the Eastern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of New York, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit in this cause, be, and the same is hereby, affirmed with costs, per Mr. Justice Woods.

245 Howard County in the State of Missouri vs. The Central National Bank of Boonville, Missouri — Plff in Error — In Error to the Circuit Court of the United States for the Western District of Missouri.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Missouri, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said Circuit Court, in this cause, be, and the same is hereby, affirmed with costs and interest, until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Missouri.

per Mr. Justice Harlan.

191 Mills County, Iowa vs. Plff in Error / The Burlington & Missouri River Railroad Company — In Error to the Supreme Court of the State of Iowa.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Iowa,

and was continued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court, that the decree of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

per Mr. Justice Bradley

192 Mills County, Iowa vs. Plff in Error / The Chicago, Burlington, Quincy Railroad Company — In Error to the Supreme Court of the State of Iowa.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Iowa, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court, that the decree of the said Supreme Court, in this cause, be, and the same is hereby, affirmed with costs.

per Mr. Justice Bradley,

202 The Baltimore & Potomac Railroad Company vs. Plff in Error
The Fifth Baptist Church
In Error to the Supreme Court of the District of Columbia

This cause came on to be heard on the transcript of the record from the Supreme Court of the District of Columbia, and was argued by counsel. On consideration whereof It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause, &c. and the same is hereby, affirmed with costs and interest, until paid, at the same rate per annum that similar judgments bear in the Courts of the District of Columbia.

per Mr. Justice Field

240 The United States vs. Plaintiff
Thomas Ambrose,
On a certificate of division in opinion between the Judges of the

Circuit Court of the United States for the Southern District of Ohio.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Ohio, and on the points or questions on which the judges of the said Circuit Court were opposed in opinion, and which were certified to this Court for its opinion agreeably to the Act of Congress in such case made and provided, and was argued by counsel - On consideration whereof, It is the opinion of this Court that all the questions certified be answered in the affirmative - Whereupon it is now here ordered and adjudged by this Court that it be so certified to the said Circuit Court

per Mr. Justice Miller

S. V. Fredway and David Kattelman
2149 vs. Appellants
Charles H. Langer

Appeal from the Circuit Court of the United States for the District of California.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of California, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court, that the decree of the said Circuit Court, in this cause, be, and the same is hereby, affirmed with costs and interest, until paid at the same rate per annum that similar decrees bear in the Courts of the State of California.

Per Mr. Chief Justice Waite

Mary E. Myers, widow of George Myers, deceased, in her own right and as next friend of Arthur K. Myers Ethel P. Myers & Elmer K. Myers, infant children and heirs at law of George Myers, deceased; Caroline Kellock and her husband, Cornelius M. Kellock, Robert C. Myers George B. Myers, Kate M. Myers and James C. Myers, heirs at law of George Myers, deceased,

252 vs. Plaintiffs in Error

Frederick J. Swann, Alexander D. Haddell & his wife Lucy; Frederick H. Swann, F. J. Swann Jr. by his next friend Frederick H. Swann; James Swann, John Swann, Frances Swann et al., heirs at law of Ann Swann, et al.

In Error to the Circuit Court of the United States for the Eastern District of North Carolina

This cause came on to be heard

on the transcript of the record from the Circuit Court of the United States for the Eastern District of North Carolina, and was argued by counsel - On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said Circuit Court, in this cause, be, and the same is hereby, affirmed with costs

per Mr. Chief Justice Waite

1229 The City of New Orleans vs. Pliff in Error. The State of Louisiana Ex rel; Henry Shepherd. On consideration of the motion to dismiss or affirm

in this cause and of the argument of counsel thereupon had as well in support of as against the same, It is ordered by the Court that said motion be, and the same is hereby, denied.

per. Mr. Chief Justice Waite

293 The United States vs Appellant Joseph W. Fisher — Ordered by the Court that the judgment entered in this cause on the 16th instant be, and the same is hereby set aside and vacated

per Mr. Chief Justice Waite

139 George H. Ewell vs. Appellant Thomas J. Daggs — Ordered by the Court that the judgment heretofore entered in this cause at the present term be modified so as to require each party to pay one half the cost of printing the record,

per Mr Chief Justice Waite

Ex parte; In the matter of The State of Illinois Petitioner — On consideration of the petition of the State of Illinois, It is ordered that cause be shown by Noah C. McFarland, Commissioner of the Gener-

al Land Office, before this Court at Washington, in the district of Columbia, on the ninth day of October next at 12 o'clock noon of that day, or as soon thereafter as counsel may be heard, why a writ of mandamus should not issue as prayed in said petition

per Mr. Chief Justice Waite

Frederick T. Frelinghuysen, Secretary of State
vs
John J. Key, and others

On consideration of the motion to advance this cause It is ordered that said motion be, and the same is hereby, granted and the cause assigned for argument on the first Monday in November next after No. 1113.

per Mr. Chief Justice Waite

The Chief Justice announced the following Amendment to Rule 35,

4. Opinions printed under the supervision of the Justices delivering the same need not be copied by the Clerk into a book of records, but at the end of each term the Clerk shall cause such printed opinions to be bound in a substantial manner into one or more volumes and when so bound they shall be deemed to have been recorded within the meaning of this rule.

537

William S. Williams et al. vs. Appellants Edwin D. Morgan & James H. Raynor individually &c.

Mr. J. Hubley Ashton of counsel for the appellants suggested the death of Edwin D. Morgan, one of the appellees in this cause, and moved the Court for an order under the

15th rule, to make the broker representatives parties - Whereupon, It is now here ordered by the Court that unless the broker representatives of the said Edwin D. Morgan, deceased, as aforesaid, shall voluntarily become parties within the first ten days of the ensuing term of this Court the appellants shall be entitled to have the record, and on hearing have the same reversed if it be erroneous; Provided that a copy of this order shall be printed in some newspaper at the seat of government of general circulation, for three successive weeks at least sixty days before the beginning of the term of the Supreme Court next ensuing.

Garrett B. Stuntetal. vs. David D. Oliver — Appellants

1245

Mr. H. M. Duffield of counsel for the appel-

The Chief Justice announced the following Amendment to Rule 25.

4. Opinions printed under the supervision of the Justices delivering the same need not be copied by the Clerk into a book of records, but at the end of each term the Clerk shall cause such printed opinions to be bound in a substantial manner into one or more volumes and when so bound they shall be deemed to have been recorded within the meaning of this rule.

337 William S. Williams et al. vs. Appellants Edwin D. Morgan & James A. Raynor, individually &c.

Mr. J. Hubley Ashton, of counsel for the appellants suggested the death of Edwin D. Morgan, one of the appellees in this cause, and moved the Court for an order under the

15th rule, to make the broker rep-
resentatives parties - Whereupon,
It is now here ordered by the Court
that unless the broker, rebresenta-
tives of the said Edwin D. Mor-
gan, deceased, as aforesaid, shall
voluntarily become parties with-
in the first ten days of the en-
suing term of this Court the ab-
pellants shall be entitled to obtain
the record, and on hearing have
the same revered if it be errone-
ous; Provided, that a coby of
this order shall be printed in
some newspaper at the seat of
government, of general circula-
tion, for three successive weeks
at least sixty days before the be-
ginning of the term of the Su-
preme Court next ensuing.

Garrett B. Huntetal. vs. Appellants David D. Oliver

1245

Mr. H. M. Duffield of counsel for the appel-

The Chief Justice announced the following Amendment to Rule 25.

4. Opinions printed under the supervision of the Justices delivering the same need not be copied by the Clerk into a book of records, but at the end of each term the Clerk shall cause such printed opinions to be bound in a substantial manner into one or more volumes and when so bound they shall be deemed to have been recorded within the meaning of this rule.

537 / William S. Williams et al. vs. Appellants Edwin D. Morgan & James T. Raynor, individually &c.

Mr. J. Stubley Ashton, of counsel for the appellants suggested the death of Edwin D. Morgan, one of the appellees in this cause, and moved the Court for an order under the

15th rule, to make the broker rep-
resentatives parties - Thereupon,
It is now here ordered by the Court
that unless the broker representa-
tives of the said Edwin D. Mor-
gan, deceased, as aforesaid, shall
voluntarily become parties with-
in the first ten days of the en-
suing term of this Court the ap-
pellants shall be entitled to have
the record, and on hearing have
the same reversed if it be errone-
ous; Provided that a copy of
this order shall be printed in
some newspaper at the seat of
government of general circula-
tion, for three successive weeks
at least sixty days before the be-
ginning of the term of the Su-
preme Court next ensuing.

Garrett B. Huntetal. vs. Appellants David D. Oliver

1245

Mr. H. M. Duffield of counsel for the appel-

Saints, filed and submitted to the consideration of the Court petition for a writ of supersedeas in this cause.

Ex parte: In the matter of Lee R. Sanborn
16. Original. — Petitioner

Mr. H. M. Duffield of counsel for the petitioner asked and obtained leave of the Court to file a petition for a writ of mandamus in this cause.

The Steamship "Belgenland" &c. Samuel Jackson, Master &c.
vs. Appellants
Theodore Jensen, Master &c.
158

The petition of William G. Harden, Joseph D. Potts, James A. Wright and Edward K. Wright, Stipulators for the claimants in this cause, for an order releasing their real estate from the lien of the decree on terms was submitted to the consideration

of the Court on printed arguments by Mr. Morton P. Henry in support of the same, and by Mr. Henry Flanders, in opposition thereto.

Ex parte; In the matter of The Baltimore & Ohio Railroad Company — Original — Petitioner. Mr. J. K. Cowen, of counsel for the petitioner.

15.

asked and obtained leave of the Court to file a petition for a writ of Mandamus in this cause and submitted to the consideration of the Court motion for a rule to show cause why said writ should not issue.

The New Jersey Zinc Company vs. Plff. in Error Charles H. Trotter. The motion to dismiss or affirm in this cause was submitted to

344

the consideration of the Court on printed arguments by Mr. Cortlandt

Parker and Mr. R. Wayne Parker, in support of the same, and by Mr. John Sinn, in opposition thereto.

275 The Pennsylvania Railroad Company vs. Appellant. The Locomotive Engine Safety Truck Co.

On motion of Mr S.S. Hollingsworth, of counsel for the appellee, Ordered by the Court that this cause be, and the same is hereby, continued until the next term.

151 John B. Gibson vs. Appellant Charlotte Bruce.

This cause was submitted to the consideration of the Court on printed arguments by Mr. Thomas McDougall, Mr George Hoadley Mr. E.M. Johnson and Mr Edward Colston, of counsel for the appellant, and by Mr. T.D. Lincoln, of counsel for the appellee.

Delinzo A Halden
856 vs. Appellant
Sherman H. Inevale

The motion to dismiss or affirm in this cause was submitted to the consideration of the court on printed arguments by Mr. J. M. Woolworth in support of the same, and by Mr. Delinzo A. Halden, in person in person, in opposition thereto.

Samuel Clark, Gener-
al Treasurer &c., et al.
266 vs. Appellants
George M. Barnard
et al., Assignees &c.

The argument of this cause was continued by Mr William G. Rockler of counsel for the appellants and by Mr. John C. Gray, and Mr Robert R. Bishop of counsel for the appellees, and concluded by Mr. Charles Hart, of counsel for the appellants.

Proclamation being made the Court is adjourned until tomorrow at ten o'clock

Tuesday, April 24th 1883.

Pursuant to adjournment the Court met to day at the Capitol

Present.

The Honorable Monson R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray &
Samuel Blatchford Associate Justices
John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. H. Hilloughby it is ordered that Hosea B. Moulton Esquire, of Washington City, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

	The Indiana Southern Railway Company vs Appellant	On motion of Mr Wm James Har rison of counsel Ordered by the Court
417	The Liverpool London & Globe Insurance Co. And	that these cases be and the same are hereby continued
	William H Swan vs Appellant	
518	The Liverpool London & Globe Insurance Co.	
	until the next term.	
	The Phoenix Mutual Life Insurance Com pany of Hartford Connecticut.	In Error to the Circuit Court of the United States for the Dis trict of West Virginia
267	vs Plff in Err Elizabeth Kohenlein Administratrix of John M. Kohenlein deceas ed	

This cause came on to be heard on the transcript of the record from

the Circuit Court of the United States for the District of West Virginia and on the stipulation of counsel on file, It is now here ordered and adjudged by this Court, that the writ of error in this cause be, and the same is hereby, dismissed; & Clerk's costs to be paid by plaintiff in error.

per Mr. Chief Justice Waite

	George Henry Warren et al.	This cause was argued
268	vs. Appellants	by Mr. G.P.
	William King et al.	Sowray, of counsel for the appellants, and by Mr. Benjamin Harrison, Mr. Wheeler H. Peckham and Mr. Edgar M. Johnson, of counsel for the appellees
	Erwin Davis	In Error to
269	vs Appellant	the Supreme
	The Flagstaff Silver	Court of the
	Mining Co. of Utah	Territory of
	(limited) et al.	Utah.

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of Utah, and the appellant having been three times solemnly called by the Marshal to come into Court and prosecute his appeal and failing to appear, It is, thereupon, in pursuance of the 16th rule of this Court and on the motion of Mr. Hallett H. Smith of counsel for the appellees now here ordered and adjudged by this Court that this cause be, and the same is hereby dismissed with costs. And that this cause be, and the same is hereby, remanded to the said Supreme Court to be proceeded in according to law and justice

per Mr. Chief Justice Taney

270

The Kansas Pacific Rail Road Company vs Cliffin in Error
The Allegheny National

In Error to the Circuit Court of the United States

for the Western District of Pennsylvania.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Pennsylvania and on the authority of counsel for the plaintiff in error of file. It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

per Mr. Chief Justice Taite

271 Robert C. Hewett vs. Peter Campbell — Appellant — Ordered by the Court that this cause be, and the same is hereby, continued until the next term.

272 The United States vs B. Lariviere et al. — Appellant — This cause was submitted to the consideration of the Court on the

on the record and printed arguments by Mr. Assistant Attorney General Maury, of counsel for the appellant and by Mr. C. K. Davis, of counsel for the appellee.

The District of Columbia
vs. Pfiffin Error
Charles A. Armes
Administrator of
E. H. Du Bose, deceased

273

The argument of this cause was commenced by Mr. A. G. Riddle, of counsel for the plaintiff in error and continued by Mr. A. A. Birney, of counsel for the defendant in error.

Proclamation being made the Court is adjourned until to-morrow at twelve o'clock.

Wednesday, April 23th 1885.

Pursuant to adjournment the Court met to day at the Capitol

Present

The Honorable Morrison R. Waite Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray Jr.
Samuel Blatchford
John G. Nicolay Esquire Marshal
James H. McKenney, Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Samuel Shellabarger it is ordered that T. L. Skinner, Esquire, of San Francisco, State of California, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly

On motion first made to the court in this behalf by Mr. H. D. Baldwin it is ordered that Henry L. Howe Esquire of Oswego, State of New York, be admitted to practice as an attorney and counsellor of this court and he was sworn accordingly.

1245 Garrett B. Hunt and Jacob Eschleman vs. David D. Oliver

On consideration of the petition of Garrett B. Hunt, one of the appellants in this cause, It is ordered that cause be shown by the circuit court of the United States for the Eastern District of Michigan before this court, at Washington, in the District of Columbia, on the ninth day of October next at 12 o'clock noon of that day, or as soon thereafter as counsel can be heard, why a writ of supersedeas should not issue as prayed in said petition

per Mr. Chief Justice Waite

P. R. Bohlen
vs. Plff in Error
Richard Arthurs
Assignee &c.

Mr. H. B. Moulton, in behalf of counsel for the plaintiff in error having filed a

998

suggestion of a diminution of the record in this cause in the words and figures following, to wit:

"In the Bill of Exceptions are the following viz: "and said plaintiff offered in evidence Article of agreement between Robt Osborne, A. F. Baum, John Carrier and Nathan Carrier of the one part and William Phillips of the other part, dated the 18th day of December A.D. 1872 and recorded in the County of Clearfield in Miscellaneous Book "C" pp 14, 15, &c. and in the County of Jefferson on the 30th day of June, 1873 in book No. 27, pp. 412 &c." omitting entirely a copy of said article of Agreement. Also the following "And plaintiff then offered in evidence a deed of Assignment made by R. B. Phillips and

J. Patton Lyon, Administrator of the estate of Wm. Phillips to P. R. Bohlen (Plaintiff) and George J. Whitney, dated June 7, 1871 and recorded in said County of Clearfield, August 15, 1872, in Deed Book No. 5. page 306. and in said County of Jefferson on Feby 19, 1875. in Deed Book No. 30, page 125. Also, deed from R. B. Phillips and Phoebe A. Phillips heirs at Law of William Phillips to Phillip R. Bohler and George J. Whitney, dated June 23, 1874 and recorded in said County of Clearfield August 15, 1874, and in said County of Jefferson Feby 17, 1875 "and omitting entirely copies of said deeds"

By reason of which omissions and errors aforesaid the said counsel now here moved the Court to award a Writ of Certiorari to be directed to the Judges of the Circuit Court of the United States for the Western District of Pennsylvania, commanding them that searching

the record and proceedings aforesaid
touching this cause they shall certify
to this Court under the seal of the said
Circuit Court whatever omissions
and errors shall be found, to the ex-
tent above enumerated - On consid-
eration whereof, It is now here or-
dered by this Court that a Writ of Cer-
tiorari be, and the same is hereby
awarded, to be issued forthwith, and
to be directed to the Judges of the Cir-
cuit Court of the United States for
the Western District of Pennsylvania,
commanding them that searching
the record and proceedings aforesaid
they certify to this Court under the
seal of the said Circuit Court whatever
omissions and errors shall be found,
to the extent above enumerated, and
return the same with the said
writ of Certiorari forthwith to this
Court.

per Mr. Chief Justice Taile.

Martin Ireland, James Borders, and William R. Burch, County Commissioners of Randolph County, and R. J. Harmon, County Clerk

vs. Plffs in Error

The United States Ex rel. The Aetna Life Insurance Company.

Mr. A. Chester of counsel for the defendant in error. having filed in open court the following certificate to wit:

12271

"United States of America } ss.
Southern District of Illinois }
In Circuit Court.

I, John A. Jones, Clerk of said Court do hereby certify that in the suit of The United States on the relation of the Aetna Life Insurance Company of Hartford, Connecticut, against Martin Ireland, James Borders and William R. Burch, County Commissioners of Randolph County and R. J. Harmon, County Clerk, Judgment was rendered in said

Court. August 10, 1880, against defendants and from which judgment said defendants have sued and had allowed a writ of error to the Supreme Court of the United States, returnable on the second Monday of October 1880 in October 1880 Term of said Court as fully as same appear of record in my office.

In testimony whereof, I hereunto subscribe my name and affix the seal of the said Court at Springfield, in said District this twelfth day of April A.D. 1883.

(Seal)

J. H. Jones, Clerk.

and having stated that the plaintiffs in error had altogether failed to file the record of said cause in this Court or in any way to prosecute said writ of error moved the Court in pursuance of the 9th Rule, to have said writ of error docketed and dismissed-

Whereupon, it is now here ordered and adjudged by this Court that

the writ of error in this cause to the Circuit Court of the United States for the Southern District of Illinois be, and the same is hereby, docketed and dismissed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court to be proceeded in according to law and justice.

Per Mr Chief Justice Taney.

273 The District of Columbia vs. Plff in Error
Charles K. Crimes Admr of E. H. Dubose, deceased.

The argument of this cause was continued by Mr. A. A. Birney and Mr Samuel Shellabarger, of counsel for the defendant in error and concluded by Mr. Francis Miller, of counsel for the plaintiff in error.

274	The State. Ex rel: The New Orleans Gas Light Company vs Plff in Error The Council of the City of New Orleans et al.	This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Thomas J. Semmes of counsel for the plaintiff in error and by Mr. Charles T. Buck, of counsel for the defendant in error.
274	The Washington & Georgetown Railroad Company vs Appellant The District of Columbia	The argument of this cause was commenced by Mr. Enoch Totten, of counsel for the appellant, continued by Mr. A. G. Riddle and Mr. Francis Miller, of counsel for the appellee, and concluded by Mr. H. D. Davidge, of counsel for the appellant.

250 Sarah E. Vance etal. -vs- Plff in Error
Sarah E. Vance Executrix &c.

The argument of this cause was commenced by Mr. Charles H. Homor of counsel for the plaintiffs in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock

Thursday, April 26th 1883.

Pursuant to adjournment the Court met to day at the Capitol

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray
Samuel Blatchford
Associate Justices
John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Assistant Attorney General Maury, it is ordered that John R. Grisar, Esquire of Paducah, State of Kentucky, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Hagner Swayne it is ordered that Charles B. Stuart Esquire, of Lafayette, State of Indiana, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Sarah E. Vance et al vs. Plffs in Error
280 Sarah E. Vance, Executrix &c.

The argument of this cause was continued by Mr E. M. Hudson, of counsel for the defendant in error, and concluded by Mr Charles H. Horner, of counsel for the plaintiffs in error.

C. A. Arthur Collector &c. vs. Plffs in Error
281 Henry Pastor et al.

On motion of Mr Assistant Attorney General Maury and consent of counsel for the defendants in

...ror. Ordered by the Court that this cause be, and the same is hereby, continued until the next term.

256 The Wabash Railway Co. vs. Plff in Error John M. Daniels

This cause was argued by Mr. Hager Swayne of counsel for the plaintiff in error. and by Mr E. E. McKay, of counsel for the defendant in error.

287 Bernhard Arnsow et al. vs. Plff in Error Thomas Murphy, Collector &c

On motion of Mr Assistant Attorney General Mauny, Ordered by the Court that this cause be, and the same is hereby continued until the next term.

315 J. H. Scarborough, Tutor &c. vs. Plff in Error John Frank Pargoud.

This cause was submitted to the considera-

tion of the Court on the record and printed argument by Mr J. H. Scarborough, Editor &c., in pro pria persona, No counsel appearing for the defendant in error.

289 Frank D. Yates vs Appellant The United States. On motion of Mr. Assistant Attorney General Mauro, Ordered by the Court that this cause be, and the same is hereby, continued until the next term.

290 H. B. Claflin & Company vs. Plffs in Error The Commonwealth Insurance Co. of Boston

291 H. B. Claflin & Company vs. Plffs in Error The Western Assurance Company of Toronto, Canada and

292 H. B. Claflin & Company vs. Plffs in Error The Franklin Insurance Company of St Louis, Mo.

Ordered by the Court that these cases be and the same are hereby continued until the next term, per stipulation of counsel.

	Henry S. Dale	Mr Assistant
220	vs. Appellant	Attorney Gener-
	The United States	al Mahury of
	and	counsel for the
	The United States	United States,
221	vs. Appellant	suggested the
	Henry S. Dale	death of Henry
		S. Dale and on

his motion, It is ordered by the Court that these cases be, and the same are hereby continued until the next terms

	Morton S. Post	This cause was
2911	vs. Pff in Error	submitted to the
	John B. Pearson	consideration
		of the Court on

the record and printed arguments by Mr. R. J. Merrick and Mr. M F. Morris of counsel for the plaintiff in error and by Mr. J. H. Smith of counsel for the defendant in error.

277	Matthew F. Johnson Executor &c. et al. vs. Appellants Stephenson Waters Admr &c.	Ordered by the Court that this cause be, and the same is hereby, continued until the next term, per stipulation of counsel.
300	Samuel H. Ruggles vs Appellant N. J. Turney Trustee &c.	Ordered by the Court that this cause be, and the same is hereby continued until the next term.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock

Monday April 30th 1883.

Pursuant to adjournment the Court met today at the Capitol

Present

The Honorable Morrison R. Waite Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray
Samuel Blatchford
Associate Justices
John G. Nicolay, Esquire, Marshal
James H. McKenney Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr Assistant Attorney General Maury it is ordered that James Emerson Carpenter and Joseph F. Mosher Esquires, of New York City, be admitted to practice as attorneys and counsellors of this Court and they were upon accordingly

337

William H. Ellis, Master and Robert H. Stewart and John Stewart Owners of the Ship Tornado vs. Appellants The Atlantic Mutual Insurance Company of New York, The British & Foreign Marine Insurance Company of Liverpool, England, et al

Appeal from the Circuit Court of the United States for the District of Louisiana

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Louisiana, and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court, in this cause, be, and the same is hereby, affirmed with costs; And that this cause be, and the same is hereby, remanded to the Circuit Court of the United States

for the Eastern District of Louisiana
per Mr Justice Blatchford

William P. Sinclair & Company
a firm composed of William
P. Sinclair and Samuel
Gibson Sinclair, owners
and claimants of the ship
"Commerara" her cargo &c. by
John Cameron Master et al
vs. Appellants
2.515 Mrs Beatrice Moran Cooper
widow of Joseph Cooper, de-
ceased, owner of the Tug
"Joseph Cooper, Jr" and natur-
al tutrix of her minor chil-
dren Emma, Joseph Henry and
Cecilia Cooper, John J. Williams
Master, et al.

Appeal from
the Circuit
Court of the
United States
for the Dis-
trict of Louis-
iana.

This cause came on to be heard on the
transcript of the record from the Cir-
cuit Court of the United States for
the District of Louisiana, and was
argued by counsel. On consideration

whereof, it is now here ordered, adjudged and decreed by this court that the decree of the said Circuit Court in this cause be, and the same is hereby affirmed with costs; And that this cause be, and the same is hereby remanded to the Circuit Court of the United States for the Eastern District of Louisiana.

per Mr Justice Gray

The Adriatic Fire Insurance Company, The Mechanics & Traders Fire Insurance Company, The Lafayette Fire Insurance Company and The Kings County Fire Insurance Company vs. John P. Spaulding

In Error to the Circuit Court of the United States for the Southern District of New York

350

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States

for the Southern District of New York and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be and the same is hereby reversed with costs; And that this cause be and the same is hereby remanded to the said Circuit Court with directions to award a new trial.

per Mr Justice Matthews

E. R. Matthews, Executor of Narcissa Scruggs, deceased, and E. R. Matthews and James Matthews, Sureties vs. The Memphis & Charleston Railroad Company & James H Vier.

Appeal from the District Court of the United States for the Northern District of Mississippi.

116

This cause came on to be heard on the transcript of the record from

the District Court of the United States for the Northern District of Mississippi and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said District Court in this cause be, and the same is hereby affirmed with costs and interest until paid, at the same rate per annum that similar decrees bear in the courts of the State of Mississippi.

Per Mr Justice Hunt.

(Mr Justice Field and Mr Justice Matthews did not sit in this cause and took no part in the decision)

Thomas Bowers as Receiver of the property of William H Locke

vs.

William King, John M. Gretchins, and Edward E. Poor Assignees of the property & effects of William H.

In Error to the Supreme Court of the State of New York.

935 Plff in Error

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of New York, being possessed of the record and proceedings upon a remittitur from the Court of Appeals of the State of New York and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said Supreme Court, in this cause be, and the same is hereby, affirmed with costs.

per Mr Justice Harlan

Dissenting:
Mr Justice Matthews
" " Miller
" " Gray
" " Blatchford

172 The Parkersburg & Ohio River Transportation Company vs. Appellant
The City of Parkersburg, Thomas Murphy, recorder & George B. Neal, wharf master

Appeal from the Circuit Court of the United States for the District of West Virginia.

This cause came on to be heard on the transcript of the record from the circuit Court of the United States for the District of West Virginia, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged, and decreed by this Court, that the decree of the said Circuit Court, in this cause, be, and the same is hereby, affirmed with costs

per Mr Justice Bradley

Dissenting:
Mr Justice Harlan

The First National Bank of Xenia, Ohio, vs. Pfiffner Exr. Daniel M. Stewart and Martha A. McMillan Administrators of Samuel McMillan Deceased

3143

In Error to the Circuit Court of the United States for the Southern District of Ohio

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States

for the Southern District of Ohio, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court, in this cause, be, and the same is hereby, reversed with costs. And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to award a new trial.

per Mr Justice Field.

George H Campbell and George A Thayer survivors of Sidlow D. Campbell
vs Appellants
The United States

Appeal from the Court of Claims

232

This cause came on to be heard on the transcript of the record from the Court of Claims and was argued by counsel. On consideration whereof, It is now here ordered and

adjudged by this Court, that the judgment of the said Court of Claims in this cause be, and the same is hereby, reversed: And that this cause be, and the same is hereby, remanded to the said Court of Claims with directions to enter a judgment in conformity with the opinion of this Court.

Per Mr Justice Miller

189 The Bank of St Thomas vs. The British Brigantine "Julia Blake" her tackle apparel, furniture cargo and the freight due thereon. William T. Cunningham & Smith & Smithers & R. Cunningham Claimants of said Cargo.

Appeal from the Circuit Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States

for the Southern District of New York and was argued by counsel - On consideration whereof. It is now here ordered adjudged and decreed by this Court, that the decree of the said Circuit Court, in this cause be, and the same is hereby affirmed with costs.

per Mr Chief Justice Taney

Ex parte; In the matter of Albert Grant Petitioner

Mr R. P. Lowe of counsel for the petitioner, submitted to the consideration of the Court motion for leave to file petition for a writ of mandamus

85 John A. Nichols vs. Plff in Error H. S. Clark, Admr

On motion of Mr R. P. Lowe, of counsel for the defendant in error, It is ordered by the Court that the judgment entered in this cause on the 20th day of Novem-

1882, be, and the same is hereby re-
cated and set aside.

55 John A. Nichols vs. Pfflin Error Henry S. Clark Administrator of Lyman H. Scott, deceased. In Error to the Supreme Court of the Territory of Montana.

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of Montana and Mr R. P. Lowe, of counsel for the defendant in error, having suggested that during the first term at which this cause was docketed in this court the plaintiff in error, John A. Nichols died and that no steps have been taken to make the proper representations of said John A. Nichols parties, or in any way to prosecute the writ of error in this cause, moved the Court to dismiss said writ of error for want of prosecution - On consid-

cration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs for the want of prosecution

per Mr Chief Justice Waite

Ex parte: In the matter of The Hunthrop Iron Company, The Shiverthrop Hematite Company et al. Petitioners

Mr R. D. Mussey of counsel for the petitioners filed and submitted to the consideration of the Court a motion for leave to file petition for writ of mandamus.

p. 341

Edward Thompson vs. The Merchants National Bank of Boston

Appeal from the Circuit Court of the United States for the District of Massachusetts

This cause came on to be heard on the

transcript of the record from the Circuit Court of the United States for the District of Massachusetts, and on the stipulation of counsel on file and motion of Mr. H. H. Smith in behalf of counsel. It is now here ordered, adjudged, and decreed by this court that this appeal be, and the same is hereby, dismissed, Clerk's costs to be paid by the appellant.

per Mr. Chief Justice Waite

Proclamation being made the court is adjourned until Monday next at twelve o'clock.

Monday, May 7th 1883.

Pursuant to adjournment the Court met to day at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray
Samuel Blatchford
Associate Justices
John G. Nicolay Esquire, Marshal
James H. McKenney, Clerk

Proclamation being made the Courts opened.

On motion first made to the Court in this behalf by Mr H. M. Teller, it is ordered that Hillard Teller Esquire of Denver State of Colorado, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr J. H. McPherson it is ordered that Paul Gockel Esquire of New York City, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr H. Hallett Phillips it is ordered that Preston Stevenson Esquire of New York City be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr F. H. Hackett it is ordered that David B Lyman Esquire of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Ex parte, In the matter of The Devoe Manufacturing Company
13 Original - Petitioner

On consideration of the petition for a writ of prohibition in this case and of the argument of counsel thereupon had as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

per Mr. Justice Blatchford

George Henry Warren, Nathan H. Warren, Stephen Whitney Phoenix, G. Henry Warren 3rd, Theodore Chichester
vs.
William King, John W. Garrett, Robert Garrett, T. Harrison Garrett, James G. Ross, The Ohio & Mississippi Railway Company, Allen Campbell 2nd, Mercantile Trust & Deposit Co.
968
Appellants

Appeal from the Circuit Court of the United States for the District of Indiana.

This cause came on to be heard on the

transcript of the record from the Circuit Court of the United States for the District of Indiana and was argued by counsel - On consideration whereof, It is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr Justice Blatchford

1126 Thomas Cochran et al vs. Pfftsu Error
Augustus Schell late Collector &c

And

Augustus Schell late Collector &c.
1127 vs. Pfftsu Error
Thomas Cochran et al.

On consideration of the motion to reform the mandate in these cases by striking out the allowance of interest therein

It is ordered that said motion be, and the same is hereby, denied.

per Mr Justice Blatchford.

	Augustus Schell late Collector	On consid-
11	& Oct. Term 1881 vs. Iliff in Error	eration of
	William E. Dodge et al.	the motions
	Hiram Barney, late Coll'r &c	to recall the
122	O.T. 1881 vs. Iliff in Error	mandate
	James Isler et al.	and reform
	Hiram Barney, late Coll'r &c	the judg-
131	Oct. T. 1881 vs. Iliff in Error	ments in
	John H. Cox	these cases
	and	It is order-
	Hiram Barney, late Coll'r &c	ed that
136	Oct. T. 1881 vs. Iliff in Error	said motions
	Arnold Friedman	be and the
		same are

hereby, denied.

per Mr Justice Blatchford.

	William G. Gage, E. Jay	A Appeal from
	Cunningham & Frederick A. Gage	the Circuit
		Court of the
216	vs. Appellants	United States
	James H. Herring, John L.	for the North-
	Cook, John L. Cook, Jr.	ern District
	Austin L. Cook & L	of New York.
	H. Bignall	

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of New York, and was argued by counsel - On consideration whereof, It is now ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court, in this cause be, and the same is hereby, reversed with costs, and that this cause be and the same is hereby, remanded to the said Circuit Court with directions to dismiss the bill:

Per Mr Justice Gray.

941 Morton E. Post vs. Pliff in Error / John B. Pearse — In Error to the Supreme Court of the Territory of Dakota.

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of Dakota, and was argued by counsel - On consideration whereof - It is now

It is ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby affirmed with costs.

per Mr Justice Gray.

Samuel Clark, General Treasurer of the State of Rhode Island, and the State of Rhode Island. vs. Appellants
George M. Barnard, Charles S. Bradley & Charles R. Chapman Assignees in Bankruptcy of the Boston, Hartford & Erie Rail road Company.

Appeal from the Circuit Court of the United States for the District of Massachusetts

266

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Massachusetts, and was argued by counsel - On consideration whereof, It is now here ordered

adjudged, and decreed by this Court, that the decree of the said Circuit Court, in this cause, be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to enter a decree in favor of the State of Rhode Island for the sum of one hundred thousand dollars ($100.000) payable out of the fund in court, with so much interest thereon, if any as has accrued on that sum since the first day of January, 1872, which is the date when the amount became due.

Per Mr Justice Matthews.

H. J. Hawkins & Walter Clark Assignees in bankruptcy of the estate & effects of Thomas P. Devereux, deceased, a bankrupt & Walter Clark & John Devereux as trustees of the estate of the said Thomas P Devereux

vs Appellants

Grinfill Blake & Elizabeth J. D. Blake & John Townsend & Georgiana P. Townsend, his wife

Appeal from the Circuit Court of the United States for the Eastern District of North Carolina.

261

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of North Carolina, and was argued by counsel. On consideration whereof, It is now here ordered adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause, be, and the same is hereby, affirmed with costs and interest until paid, at the same rate per

annum that similar decrees take in the Courts of the State of North Carolina.

per Mr Justice Matthews

John J. Manning & Caleb J. Norwood
vs.
The Cape Ann Isinglass & Glue Company & Charles H. Parker & James B. Rowe

Appellants

Appeal from the Circuit Court of the United States for the District of Massachusetts.

158

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Massachusetts and was argued by counsel - On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs

per Mr Justice Woods

257 Robert L. Downton vs The Yaeger Milling Company — Appellant — Appeal from the Circuit Court of the United States for the Eastern District of Missouri.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Missouri, and was argued by counsel. On consideration whereof. It is now here ordered, adjudged, and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Woods

256 The Wabash Railway Company vs. John McDaniels — Plff in Error — In Error to the Circuit Court of the United States for the District of Indiana

This cause came on to be heard on the transcript of the record from the

Circuit Court of the United States for the District of Indiana, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said Circuit Court in this cause be and the same is hereby affirmed with costs and interest until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Indiana.

Per Mr. Justice Harlan

320 J. Gross vs. Pfffin Error The United States Mortgage Company — In Error to the Supreme Court of the State of Illinois

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Illinois, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed

by this Court that the decree of the said Supreme Court in this cause be and the same is hereby affirmed with costs.

Per Mr. Justice Harlan

The Omaha Hotel Company
Smith S. Caldwell, Charles
H. Hamilton, Sylvanus
Wright & D. Pratt & George
E. Barker
vs. Pl'ffs in Error
Augustus Kountze, Thomas
Hardell & James H. Boslen
And
Augustus Kountze Thomas
Hardell & James H. Boslen
vs. Pl'ffs in Error
The Omaha Hotel Company
Smith S. Caldwell Charles
H. Hamilton, George E. Bar-
ker, E. D. Pratt & Sylvan-
us Wright.

In Error to the Circuit Court of the United States for the District of Nebraska.

This cause came on to be heard on

the transcript of the record from the Circuit Court of the United States for the District of Nebraska on writ of error and cross writ and was argued by counsel - On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause cause, be, and the same is hereby, reversed: And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to enter judgment for the defendants below - Costs in this Court to be paid by the defendants in error in the cause first above stated and by the plaintiffs in error in the cause secondly above stated.

per Mr Justice Bradley

Dissenting:
Mr Justice Miller
Mr Justice Field

203	The District of Columbia vs. Pltff in Error Charles H. Ames Administrator of E H. Rice deceased	In Error to the Supreme Court of the District of Columbia

This cause came on to be heard on the transcript of the record from the Supreme Court of the District of Columbia and was argued by counsel- On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause, be, and the same is hereby, affirmed with costs and interest until paid at the same rate per annum that similar judgments bear in the Court of the District of Columbia.

per Mr Justice Field.

203	The Connecticut Mutual Life Insurance Company vs. Pltff in Error Leopold Luchs	In Error to the Supreme Court of the District of Columbia

This cause came on to be heard on the transcript of the record from the Supreme Court of the District of Columbia and was argued by counsel - On consideration whereof it is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be and the same is hereby affirmed with costs and interest until paid at the same rate per annum that similar judgments bear in the Courts of the District of Columbia

per Mr. Justice Wells

372 The United States vs. Elfin Error Forty three gallons of Whisky, thirty three fox pelts and other property, Bernard Garnier & Clovis Guerin Claimants

In Error to the Circuit Court of the United States for the District of Minnesota

This cause came on to be heard on the transcript of the record from the Cir-

cuit Court of the United States for the District of Minnesota and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said Circuit Court, in this cause, be, and the same is hereby, reversed; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to reverse the judgment ~~of the judgment~~ of the District Court and to direct that Court to award a new trial.

per Mr. Justice Field

The Western Pacific Railroad Company & Charles McLaughlin vs. The United States — Appellants. — Appeal from the Circuit Court of the United States for the District of California.

217

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States

for the District of California and was argued by counsel - On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be and the same is hereby affirmed.

per Mr Justice Miller

379 The Washington & Georgetown Railroad Company vs. The District of Columbia. Appeal from the Supreme Court of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Supreme Court of the District of Columbia, and was argued by counsel - On consideration whereof it is now here ordered adjudged and decreed by this Court that the decree of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

per Mr Justice Miller.

Sarah E. Vance Wid. J. Zeigler her husband
230 vs. Plff in Error
Sarah E. Vance, Executrix of the succession of S.H. Vance, deceased et al.

In Error to the Supreme Court of the State of Louisiana.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Louisiana and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said Supreme Court in this cause, be, and the same is hereby affirmed with costs.

per Mr. Justice Miller

Neal Ruggles
135 vs Plff in Error
The People of the State of Illinois

In Error to the Supreme Court of the State of Illinois

This cause came on to be heard on

the transcript of the record from the Supreme Court of the State of Illinois and was argued by counsel On consideration whereof it is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be and the same is hereby affirmed with costs.

per Mr. Chief Justice Waite

(Mr. Justice Harlan concurs in the judgment of the Court in this cause but not in the opinion.)

(Mr. Justice Blatchford did not sit in this cause)

The Illinois Central Railroad Company vs. Piff in Error
The People of the State of Illinois.

In Error to the Supreme Court of the State of Illinois

2441

This cause came on to be heard on the

transcript of the record from the Supreme Court of the State of Illinois, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said Supreme Court, in this cause be, and the same is hereby, affirmed with costs.

per Mr. Chief Justice Waite

(Mr. Justice Harlan concurs in the judgment of the Court in this cause but not in the opinion)

(Mr. Justice Blatchford took no part in the decision of this cause)

Ex parte; In the matter of Tom Tong, Petitioner. On a certificate of division in opinion between the

12:30

Judges of the Circuit Court of the United States for the District of California

Monday: May 7th 1883, continued.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of California and on the points & questions on which the Judges of the said Circuit Court were opposed in opinion and which was certified to this Court for its opinion agreeably to the act of Congress in such case made and provided and was argued by counsel: On consideration whereof it is the opinion of this Court that this Court has no jurisdiction of the case in its present form. And it is ordered that said cause be and the same is hereby remanded to the said Circuit Court to be proceeded in according to law. Whereupon, it is now here ordered and adjudged by this Court that it be so certified to the said Circuit Court.

per Mr Chief Justice Waite.

Dissenting:
Mr Justice Miller.

	Ex parte: In the matter of Hung Hang	Petition for a Writ of Habeas Corpus
11	Original Petitioner	

On consideration of the petition for a writ of habeas corpus in this cause- It is now here ordered by the Court that said petition be, and the same is hereby, denied.

per Mr. Chief Justice Waite.

	Patrick G. Meath	Appeal from the
239	vs. Appellant	District Court of
	The County of Phillips	the United
	State of Arkansas.	States for the
		Eastern District

of Arkansas.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of Arkansas, and was argued by counsel- On consideration whereof, It is now here ordered adjudged, and decreed by this Court that the decree of the said District

Court in this cause be, and the same is hereby affirmed with costs.

Per Mr Chief Justice Taney

Jarrett Hawley, County Clerk of Lee County Illinois vs. Plff in Error
The United States, Ex rel: J H. Fairbanks, William B. Skinner, George Thomas & Caroline C. Hetzman. Def in Error

In Error to the Circuit Court of the United States for the Northern District of Illinois

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois, and was argued by counsel - On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed as to relators J H. Fairbanks, William B. Skinner, and George Thomas - And it is further ordered that the judgment of the said Circuit Court awarding the writ of mandamus in favor of the

line C. Hetmon, be, and the same is hereby, affirmed; And that this cause be, and the same is hereby, remanded to the said Circuit Court with leave to modify the judgment in such a way as to adapt the command of the writ of mandamus to the circumstances consequent on the delay caused by the pendency of the writ of error in this Court - Costs in this Court to be paid by the plaintiff in error

per Mr. Chief Justice Waite

The State of Louisiana Ex rel: The New Orleans Gas Light Company vs. Plff in Error The Council of the City of New Orleans, Isaac H. Patton Mayor etal. } In Error to the Supreme Court of the State of Louisiana

2/11

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Louisiana, and was argued by counsel;

On consideration whereof. It is now hereordered and adjudged by this Court that the writ of error in this cause, and the same is hereby, dismissed for the want of jurisdiction,

per Mr. Chief Justice Taney

John H. Scarborough: Exr of Almira Richardson minor & only child of Mrs. Sarah Richardson deceased.

vs. } In Error to the Supreme Court of the State of Louisiana.

John Frank Pargoud

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Louisiana, and was argued by counsel. On consideration whereof, It is now hereordered and adjudged by this Court that the writ of error in this cause, and the same is hereby dismissed with costs.

per Mr. Chief Justice Taney

12 ||| The New Jersey Rail Road Company vs Peter Ellis Exr of Charles H. Smith } In Error to the Circuit Court of the United States for the District of New Jersey

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of New Jersey, and on the motion to dismiss which was argued by counsel - On consideration whereof, it is now ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

per Mr. Chief Justice Taney

13. Original — Ex parte: In the matter of The Baltimore & Ohio Railroad Company Petitioner } Petition for a Writ of Mandamus

On consideration of the petition for a writ of mandamus in this cause

It is now hereordered by the Court that said petition be and the same is hereby denied.

per Mr. Chief Justice Taney

1851

John B. Gibson
vs.
Charlotte Bruce

Appeal from the Circuit Court of the United States for the Southern District of Ohio.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Ohio, and was argued by counsel. On consideration whereof, It is now hereordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Chief Justice Taney

536 Delinza A Halden vs. Appellant / Sherman H. Knevals — On consideration of the motion to dismiss or affirm in this cause and of the argument of counsel thereupon had as well in support of as against the same, It is ordered that said motion be, and the same is hereby denied.

per Mr Chief Justice Waite

925 Mary E. James &c. vs. Plffs in Error / The County of Phillips — Ordered by the Court that a writ of Certiorari be, and the same is hereby awarded in this cause to bring up a complete record.

per Mr. Chief Justice Waite

755 The Steamship "Belgenland" Samuel Jackson, Master &c vs. Appellants / Theodor Jansen, Master &c — On consideration of the petition of William G. Harden, Joseph D. Potter, James A. Wright and

Edwards R. Knight, stipulator for the claimant in this cause, for an order releasing their materials from the lien of the decree on terms. It is ordered that said petition be and the same is hereby denied.

per Mr. Chief Justice Taney

Ex parte, In the matter of The Huntsville Iron Company, The Huntsville Hematite Co. et al. Orginal Petitions

On consideration of the petition of The Huntsville Iron Company, The Huntsville Hematite Company, et al. It is ordered that cause be shown by the Judges of the Circuit Court of the United States for the Western District of Michigan before this Court at Washington, in the District of Columbia, on the ninth day of October next at 12 o'clock noon of that day, or as soon thereafter as counsel can be heard, why a writ of mandamus should not issue as prayed in said petition

per Mr. Chief Justice Taney

Ex parte; In the matter of Albert Grant Petitioner

On consideration of the motion for leave to file a petition for a writ of mandamus, It is ordered that said motion be and the same is hereby, denied.

per Mr. Chief Justice Waite.

Ex parte; In the matter of Albert Grant Petitioner

On consideration of the motion for leave to file a petition for a writ of mandamus, It is ordered that said motion be and the same is hereby, denied.

per Mr. Chief Justice Waite

101 The Atlantic Works vs. Appellant Edwin L. Brady

And

102 Edwin L. Brady vs Appellant The Atlantic Works

On consideration of the motion for a retaxation of the costs in these cases, It is ordered that the

fee of the Clerk for the record used in these appeals be taxed one half to each of the parties

per Mr. Chief justice Waite

The Chief justice announced the following

Order

Ordered that rule 1, in reference to appeals from the Court of Claims, be and the same is hereby, made applicable to appeals in all cases heretofore or hereafter decided by that court under the jurisdiction conferred by the act of June 16, 1880, C. 243, "to provide for the settlement of all outstanding claims against the District of Columbia, and conferring jurisdiction on the Court of Claims to hear the same and for other purposes."

Order

The Reporter having represented that owing to the number of decisions

at the term it will be impracticable to put the reports in one volume. It is, therefore, now here ordered that he publish an additional volume in this year, pursuant to Section 681 of the Revised Statutes, and of need be three volumes.

Order—

Ordered that Mr. Justice Blatchford be, and he is hereby, appointed to audit and certify to the accounts for clerk hire and the incidental expenses of the Clerk's Office. This order is made to meet the requirements of the act of March 3, 1883, "making appropriations for sundry civil expenses of the Government for the fiscal year ending June 30, 1884, and for other purposes."

577 Samuel Astrome Jr. vs Plff in Error
The County of Adams

Ordered by the Court that the consideration of the petition

for rehearing in this cause be, and the same is hereby, continued until the next term and that the issuance of the mandate be stayed until the further order of the Court.

per Mr. Chief Justice Waite

Roe Stephens vs. Piffin Error
Sarah J. Whiteman

Mr. William A. Maury moved the Court to rescind the order entered on the 5th day of February 1883, docketing and dismissing the writ of error in this cause and for leave to docket the cause. Whereupon

It is ordered by the Court that the order of the 5th day of February 1883, docketing and dismissing the writ of error in this cause be, and the same is hereby, rescinded and annulled, And that the plaintiff in error have leave to file the record and docket the cause in conformity with the rules of this Court upon payment of costs.

per Mr. Chief Justice Waite

E. R. Booth
vs. Pfff'n Error
John M. Turman

Mr. William A. Maury, in behalf of counsel for the defendant in error,

.311.

suggested the death of Edward R. Booth, the plaintiff in error in this cause, and moved the Court for an order, under the 15th Rule, to make the proper representatives parties. Whereupon, it is now here ordered by the Court that unless the proper representatives of the said Edward R. Booth, deceased, as aforesaid shall voluntarily become parties within the first ten days of the ensuing term of this Court the defendant in error shall be entitled to have the writ of error dismissed. Provided that a copy of this order shall be printed in some newspaper at the seat of government, of general circulation, for three successive weeks at least sixty days before the beginning of the term of the Supreme Court next ensuing.

per Mr. Chief Justice Waite.

313	U. K. Stevenson et al. vs. The Texas & Pacific Railway Company et al.	Oct. T. 1881. Appellants	On motion of Mr Linden Kent, in behalf of counsel for the appellees, It is ordered that the Clerk of this Court transmit to the Clerk of the Circuit Court of the United States for the Western District of Texas the original record books numbered 1. 2. 3 and 11 of the Southern Pacific Railroad Company, which were sent up to this Court with the transcript of the record.
314	The City of Philadelphia and John E. Addicks Health Officer vs. The International Navigation Company.	Appellants	Appeal from the Circuit Court of the United States for the Eastern District of Pennsylvania

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern

District of Pennsylvania, and on the authority of counsel for the appellants on file and motion of Mr M.P. Henry of counsel for the appellee, It is now here ordered, adjudged and decreed by this Court that this appeal be and the same is hereby dismissed, Clerks costs to be paid by appellants,

per Mr. Chief justice Waite

1115 Henry p. Rodgers vs Appellant / William F. Durant

On motion of Mr. George A. King, of counsel for the appellee,

It is ordered that the Clerk of this Court transmit to the Clerk of the Circuit Court of the United States for the Northern District of Illinois two original exhibits produced in evidence on behalf of said appellee William F. Durant in the court below, and which were transmitted to this Court with the transcript of the record.

371

Monzo F. Hubbell and Edwin R. Williams vs. Theodore Comstock, William F. Comstock, Ezra Booth & Henry F. Booth

Appeal from the Circuit Court of the United States for the Southern District of Ohio

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Ohio and on the stipulation of counsel on file and motion of Mr. Gillmore Beall in behalf of counsel, it is now here ordered adjudged and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

per Mr. Chief Justice Waite

The New York Belting & Packing Company
vs. Appellant
Jacob Hoffman

596

and

Henry H. Boardman surviving partner &c.
vs. Appellees
John J. Toffey.

1133

On motion of Mr. Boston Stevenson it is ordered that he be substituted for Eugene Stevenson as attorney and counsel for the appellee in No. 596 and defendant in error in No. 1133.

- Order -

It is now here ordered by the Court that all the cases on the docket not decided and all other business of the term not disposed of by the Court be, and the same is hereby, continued to the next term of the Court.

Proclamation being made the Court is adjourned to the time and place appointed by law.

Minutes
of the
Supreme Court
of the
United States
October Term
1853

Monday, October 8th 1883.

At the Capitol of the United States, in the City of Washington and District of Columbia, being the present seat of the National Government of the United States, on the second Monday of October (being the eighth day of the same month) in the year of our Lord one thousand eight hundred and eighty three, and of the Independence of the United States the one hundred and eighth, the Supreme Court of the United States met agreeably to law.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford
Associate Justices.

John G. Nicolay Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Phillips it is ordered that Philip W. Cross, Esquire of Newark, State of New Jersey, and William S. Dau and Sidney Grear, Esquires, of Jonesboro, State of Illinois, be admitted to practice as attorneys and counselors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. P. P. Lowe it is ordered that W. J. McPheeters, Esquire of San Francisco, State of California be admitted to practice as an attorney and counselor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Coleman it is ordered that Norman J. Gilson, Esquire, of Fond-du-Lac, State of Wisconsin, be admitted to practice as an attorney and counselor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles W. Jones it is ordered that William J. Blount, Esquire, of Pensacola, State of Florida, be admitted to Practice as an attorney and counselor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. J. Newton, it is ordered that Manuel Eyre, Esquire of San Francisco, State of California be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Assistant Attorney General Maury, it is ordered that C. S. Montgomery, Esquire, of Omaha, State of Nebraska, be admitted to practice as a attorney and counselor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. J. Merriet it is ordered that William J. Senger, Esquire,

of Port Jervis, State of New York, be admitted to practice as an attorney and counselor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Phillips Phillips it is ordered that Alfred Goldthwaite Esquire of New Orleans, State of Louisiana, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Fillmore Beall it is ordered that Chabin Brown, Esquire, of the District of Columbia, be admitted to practice as an attorney and counselor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. J. Coombs it is ordered that Charles Gauron, Esquire, of Philadelphia, State of Pennsylvania be admitted to practice as an attorney

and counselor of this Court, and he was sworn accordingly.

Ex parte: In the matter of the Canada Southern Railway Company — Original — Petitioner

On motion of Mr. Philip Phillips, leave is hereby granted to file a stipulation postponing the hearing on the return to the rule to show cause in this case, and it is ordered that said hearing be, and the same is hereby, postponed.

Ex parte: In the matter of the Commonwealth of Pennsylvania — Original — Petitioner

On motion of Mr. H. G. Ward, leave is hereby granted to file a petition for a writ of prohibition and the case is passed until Monday next.

The Chief Justice announced that the Court would commence the call of the docket tomorrow, pursuant to the 26th Rule.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, October 9th 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present:

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford
John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Assistant Attorney General Maury it is ordered that Wm Lighter Fisher, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an attorney and counselor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles King, it is ordered that Edwin S. Chittenden Esquire, of St. Paul, State of Minnesota, be admitted to practice as an attorney and counselor of this Court and he was accordingly.

On motion first made to the Court in this behalf by Mr. J. J. Elliott, it is ordered that Thomas B. Turley, Esquire, of Memphis State of Tennessee, be admitted to practice as an attorney and counselor of this Court, and it was accordingly.

61 Henry F. Williams et al. v. Ellis in Error The United States.

On motion of Mr. Assistant Attorney General Maury It is ordered that this cause be passed when reached.

995 The United States Ex rel: The La Abra Silver Mining Company vs. Plff. in Error Frederick T. Frelinghuysen, Secretary of State.

On motion of Mr. F. P. Stanton, of counsel for the plaintiff in error. It is ordered that this cause be advanced and assigned for argument with No. 801.

891 Frederick T. Frelinghuysen Secretary of State vs. Plff. in Error The United States Ex rel: John J. Key

On motion of Mr. John J. Key It is ordered that this cause be re-assigned for argument on November 13th.

9 Augustus D. Juilliard vs. Plff. in Error Thomas S. Greenman

On motion of Mr. Wm. Allen Butler of counsel for the plaintiff in error, It is ordered that this cause be and the same is hereby, docketed and assigned for argument on the first day in January,

	Augustus D. Guilliard	Mr. Wm. Allen
9	vs. Pltf. in Error	Butler, of coun-
	Thomas S. Greenman	sel for the plain-
		tiff in error.

submitted to the consideration of the Court motion to amend the transcript of record in this cause as per stipulation of counsel on file.

	William S. Williams et al.	The death of Edwin
90	vs. Appellants	D. Morgan, one
	Edwin D. Morgan et al.	of the appellees
		in this cause,

having been heretofore suggested. On motion of Mr. S. Rubien Ashton, of counsel for the appellants, It is ordered that Edwin D. Morgan by Colin Dunlap, now in Jerry and Henry Kay, Executors of Edwin D. Morgan, deceased, be made parties appellees in this cause.

	Thomas Swinderler	
60	vs. Pltf. in Error	
	Samuel C. Greenhow,	
	Treasurer &c.	

	A. Justin Smith	
9th	vs. Plff. in Error	Mr. William A. Joyce of counsel for the
	Samuel C. Greenhow	plaintiffs in error,
	William L. White	filed and submitted
9th	vs. Plff. in Error	to the consideration
	Samuel C. Greenhow	of the Court motion
	and	to advance these
	James T. Carter	causes.
9th	vs. Plff. in Error	
	Samuel C. Greenhow	
	The United States	Mr. N. C. Wilson
38.	vs. Plff. in Error	asked and obtain-
	Frank L. Jones,	ed leave of the
	Administrator etc. et al.	Court to file and
		submitted to the

consideration of the Court a motion for leave to the Green Bay and Mississippi Canal Company to intervene and be heard in the argument of this cause.

	Ex parte: In the matter of	On motion of
	The State of Iowa	Mr. R. P. Lowe
3.	Original — Petitioner	leave is hereby
	and	granted to file

	Sur motion: For the motion of The State of Illinois	ordered to be docketed.
11.	Original — Petition	

Court that the cause be assigned for argument on the 29th instant, at the foot of the call for that day.

	James W. Lovell et al.	On motion of
20.	vs. Appellants	Mr. Thornton
	The St. Louis Mutual	Gleaves it is
	Life Insurance Company,	ordered that the
	et al.	cause be docketed
		when reached.

	W. B. L. Ruston	Mr. H. L. Gourd
6 & 2.	vs. Appellant	of counsel for the
	The Chesapeake & Ohio	Appellants, filed
	Railway Company et al.	and submitted to
	And	the consideration
	Gotlieb Bachman	of the Court mo-
214.	vs. Appellant	tion to advance
	The Chesapeake & Ohio	these causes.
	Railway Company et al.	

	Isaac N. Cunningham	On motion of Mr.
17.	vs. Appellant	N. W. Evarts.
	The Macon & Brunswick	Ordered that this
	Railroad Company et al.	cause be passed
		and assigned for

argument on the 29th instant after Nos. 3 and 11 Original.

	N. U. Wiuman, Treasurer	Mr. J. Walter
	of the United States	Cockey, of coun-
892.	vs. Pff. in Error	sel for defendant
	The United States Ex rel:	in error, filed
	E. P. Halsted, Administrator &c.	and submitted
		to the considera-

tion of the Court motion to advance this cause.

	Ex parte: In the matter of	On motion of Mr.
	The Canada Southern	D. H. McMillan,
	Railway Company	of counsel for
2.	Original — Petitioner	the petitioner,
		Ordered that this

cause be assigned for argument on the second Tuesday in January, 1884.

U. B. Hunt et al. vs. Appellants David P. Oliver

On motion of Mr. Nathaniel Wilson, of counsel for the appellees, and on motion of Mr. [illegible] Field, of counsel for the appellants, it is ordered that the argument on the [illegible] to the rule to show cause in this case be assigned for the 22nd instant.

5. The Cumberland & Oxford Canal Corporation vs. Plff. in Error The State of Maine

Mr. C. F. Barnett, in behalf of counsel, moved the Court to pass this cause to the foot of the docket. Whereupon, it is ordered by the Court that said motion be, and the same is hereby, denied.

5. The Cumberland & Oxford Canal Corporation vs. Plff. in Error The State of Maine

In error to the Supreme Judicial Court of the State of Maine.

This cause came on to be heard on the transcript of the record from the Supreme

Judicial Court of the State of Maine, and it appearing to the Court that this is the third term at which this case has been called for argument and that neither party is now prepared to argue the same, it is considered by the Court that this cause should be dismissed - Whereupon, It is now hereby ordered and adjudged by this Court that this cause be, and the same is hereby, dismissed with costs for the want of prosecution: And that this cause be, and the same is hereby, remanded to the said Supreme Judicial Court to be proceeded in according to law and justice.

per Mr. Chief Justice Waite.

7. The City of New Orleans vs. Appellant / The New Orleans, Mobile & Texas Railroad Co. — Ordered by the Court that this cause be, and the same is hereby, passed.

8. John W. Jones vs. Appellant / Louis M. Murray — Mr. O. D. Barrett, in behalf of counsel for the appellant, moved the Court to pass

this cause, which was opposed by Mr. E. N. Dickerson of counsel for the appellee. Whereupon, it is ordered by this Court that said motion be, and the same is hereby, denied.

8. John W. Jones vs. Louis McMurray — Appeal from the Circuit Court of the United States for the District of Maryland.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Maryland, and the appellant having been three times solemnly called by the Marshal to come into Court and prosecute his appeal and failing to appear, it is, thereupon, in pursuance of the 16th Rule of this Court, and on the motion of Mr. E. N. Dickerson, of counsel for the appellee, now here ordered and adjudged and decreed by this Court that this cause be, and the same is hereby, dismissed

with costs; and that this cause be, and the same is hereby remanded to the said Circuit Court to be proceeded in according to law and justice.

Per Mr. Chief Justice Waite.

10. Augustus Laver vs. Robert Dennett et al. Appellant

This cause was argued by Mr. F. H. Hackett, of counsel for the appellees and submitted on printed arguments by Mr. John F. Swift, of counsel for the appellant and by Mr. R. E. Houghton of counsel for the appellees.

11. Henry D. Cone vs. The Morgan Envelope Company. Appellant

Appeal from the Circuit Court of the United States for the District of Massachusetts.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for

the District of Massachusetts, and the appellant having been three times solemnly called by the Marshal to come into Court and prosecute this appeal and failing to appear. It is thereupon, in pursuance of the 16th rule of this Court, and on the motion of Mr. A. L. Soule, of counsel for the appellee, now here ordered, adjudged and decreed by this Court that this cause be, and the same is hereby, dismissed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court to be proceeded in according to law and justice.

Per Mr. Chief Justice Waite.

Henry D. Cone
vs. Appellant
The Whiting Paper Company.

Appeal from the Circuit Court of the United States for the District of Massachusetts.

This cause came on to be heard on the transcript of the record from the Circuit Court

of the United States for the District of Massachusetts, and the appellant having been three times solemnly called by the Marshal to come into Court and prosecute his appeal and failing to appear. It is thereupon in pursuance of the 16th rule of this Court, and on the motion of Mr. A. L. Soule, of counsel for the appellee, now here ordered, adjudged and and decreed by this Court that this cause be and the same is hereby, dismissed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court to be proceeded in according to law and justice.

per Mr. Chief Justice Waite.

13. Henry D. Cone vs. Lewis J. Powers. Appellant. Appeal from the Circuit Court of the United States for the District of Massachusetts.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Massachusetts, and it appearing to

the Court that this is the third term at which this case has been called for argument and that neither party is now prepared to argue the same, it is considered by the Court that this cause should be dismissed - Whereupon, It is now here ordered, adjudged and decreed by this Court that this cause be, and the same is hereby, dismissed with costs for want of prosecution; And that this cause be, and the same is hereby, remanded to the said Circuit Court to be proceeded in according to law and justice.

Per Mr. Chief Justice Waite.

	Thomas, Ludlow & Rogers, Charles C. Patrick and Lyman Bickford vs. P. P. Mast & Company and Phineas P. Mast.	Appeal from the Circuit Court of the United States for the Southern District of Ohio.
14.		

This cause came on to be heard on the transcript of the record from the Circuit

Court of the United States for the Southern District of Ohio, and it appearing to the Court that this is the third term at which this cause has been called for argument and that neither party is now prepared to argue the same, It is considered by the Court that this cause should be dismissed - Whereupon it is now here ordered, adjudged and decreed by this Court that this cause be, and the same is hereby, dismissed with costs for the want of prosecution: And that this cause be, and the same is hereby, remanded to the said Circuit Court to be proceeded in according to law and justice.

Per Mr. Chief Justice Waite.

15. Sarah E. Hastings vs. Appellant
The St. Louis & Southeastern Railroad Company et al.

This cause was submitted to the consideration of the Court on the record and printed argument by Mr. F. E. Williams of counsel for the appellant - No counsel appearing for the appellees.

Tuesday, October 9th 1883. continued.

The Township of Essex
vs. Tiffin River
Joint Drainage

Evidence read
submitted to the
consideration of
the Board of the
award and engineers report of the
Norval Engineer, as amended per the Lower
Dept in error and by the Board of Co.
Court and the Ch. Engineer of counsel
for the defendants in error, presented to
the Co. Court Clerk.

Proclamation being made, the Court
is adjourned until tomorrow at 12
o'clock.

Wednesday October 10th, 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices.
Stanley Matthews
Horace Gray and
Samuel Blatchford

John C. Nicolay, Esquire, Marshal
James M. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Philip Phillips it is ordered that John C. Hunter, Esq., of Waco, State of Texas, be admitted to practice as an attorney and counselor of this Court and he was sworn accordingly.

Wednesday October 20th 1852 continued.

The Board of Commissioners
of the City of D.C.
197. vs. Appellant
The Commissioners of Washington
County &c. &c.

Ordered that
the cause be
and the same
is hereby con-
tinued over
pursuant to
the rule until
pursuant to notice &c.
28.

Louis J. Hatton
16. vs. Appellant
Harrison Harwood
et al.

Ordered by the Court
that this cause be
the same is hereby
dismissed

Sarah A. Clayton v
Richard Mackey
18. vs. Appts. in Error
Sarah A. Clayton, widow &c.

Mr. M. H. Clarke
of counsel for
the plaintiffs in
error suggested
the death of

Sarah A. Clayton one of the plaintiffs in error in this cause, and moved the Court to continue the cause. Whereupon it is ordered by the Court that this cause be, and the same is hereby, continued until the next term.

David H. Linebarger,
John Hildebrand et al.
vs. Plffs. in Error
The Board of County Commissioners of Jefferson County, Montana.

In error to the Supreme Court of the Territory of Montana.

19

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of Montana, and it appearing to the Court that this is the second term at which this case has been called for argument and that neither party is now prepared to argue the same, it is considered by the Court that this cause should be dismissed at the cost of the plaintiffs in error, pursuant to the 19th rule of this Court — Whereupon, It is now here ordered and adjudged by this Court that this cause be, and the same is hereby, dismissed with costs; And that this cause be, and the same is hereby, remanded to the said Supreme Court to be proceeded in according to law and justice.

per Mr. Chief Justice Waite

Wednesday. October 6th. 1886. continued.

20. Kendall & King
vs. Ballard
& Lingat Ballard
& Albert Frostel

This cause was argued by Mr. J. L. Curtis of counsel for the appellant & submitted on printed argument by Mr. Wilson Shannon of counsel for the appellees.

21. The City of Opelika
vs. Plff. in Error
Richard C. Daniel

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. John T. Morgan of counsel for the plaintiff in error, and by Mr. Samuel F. Rice, of counsel for the defendant in error.

22. Nathaniel Collins for
William Mayger
vs. Plffs. in Error
Joseph Fabian, Alexander
Fabian & Alexander
Schnebelin

In error to the Supreme Court of the Territory of Montana.

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of Montana, and it appearing to the Court that this is the second term at which this case has been called for argument and that neither party is now prepared to argue the same it is considered by the Court that this cause should be dismissed at the cost of the plaintiffs in error, pursuant to the 16th rule of this Court. Whereupon, It is now here ordered and adjudged by this Court that this cause be, and the same is hereby, dismissed with costs; And that this cause be, and the same is hereby, remanded to the said Supreme Court to be proceeded in according to law and justice.

per Mr. Chief Justice Waite.

Charles E. Hovey and
William P. Dole
23. vs. Appellants
A. C. McDonald &
William White

The argument of this cause was commenced by Mr. George F. Edmunds, of counsel for the appellants

The motion to dismiss as to George W. Riggs' executors was argued by Mr. Conway Robinson, who obtained leave for that purpose, in support of the same. And the argument of the cause was continued by Mr. Edmunds, of counsel for the appellants.

James W. Lovell et al. vs. Appellants
24 The St. Louis Mutual Life Insurance Company, et al.

Ordered by the Court that the cause be, and the same is hereby, passed

Ex parte: In the matter of Samuel D. Jackson
25. Appellant

Appeal from the Circuit Court of the United States for the Western District of Michigan.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Michigan, and it appearing to the Court that this is

the second term at which this case has been called for argument, and that neither party is now prepared to argue the same it is considered by the Court that this cause should be dismissed at the cost of the appellant pursuant to the 16th rule of this Court. Wherefore, It is now here ordered, adjudged and decreed by this Court that this cause be, and the same is hereby, dismissed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court to be proceeded in according to law and justice.

Per Mr. Chief Justice Waite.

27. Oliver, Finnie & Company vs. Plffs. in Error / The Rumford Chemical Works for the use of / J. N. Payne & wife

Plaintiff in error.

The argument of this cause was commenced by Mr. H. T. Ellett, of counsel for the

Proclamation being made, the Court is adjourned until tomorrow at 12 o'clock.

Thursday, October 11th 1883.

Pursuant to adjournment the Court met to day at the Court House.

Present

The Honorable Thomas Ellwood Chalfant Justice

Edward G. Biddle

Matthew J. Ingram

Joseph M. Bunting

John M. Gordon Associate

William A. Woods Justice

Stanley Matthews

Horace Gray and

Samuel Blatchford

John J. Hinckley Esquire, Marshal

James S. Hagner, Clerk.

Proclamation being made, the Court is opened

On motion first made to the Court in this behalf by Mr. J. Hubley Ashton it is ordered that E. Coppee Mitchell, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an attorney and counselor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. E. Paulson it is ordered that Erastus Warner, Esquire, of Clinton, State of Illinois, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James Coleman it is ordered that George E. Sutherland Esquire, of Fond du Lac, State of Wisconsin, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

27. Oliver, Finnie & Company vs. Pliffs. in Error
The Rumford Chemical Works for the use of
J. N. Payne & wife.

The argument of this cause was continued by Mr. H. T. Ellett, of counsel for the plaintiff in error and Thomas B. Turley, of counsel for the defendant in error and concluded by Mr. Ellett of counsel for

Norvey S. Dale
29 vs. Appellant
The United States
and
The United States
30 vs. Appellant
Norvey S. Dale

The death of Norvey S. Dale having been suggested on motion of Mr. James Lawrence counsel, it is ordered that Emeline N. Dale administratrix of Norvey S. Dale, deceased be, and she is hereby, made the party appellant and appellee in these cases in place of said Norvey S. Dale deceased.

Emeline N. Dale, Adminis-
tratrix of Norvey S. Dale, deceased
29 vs. Appellant
The United States
and
The United States
30 vs. Appellant
Emeline N. Dale, Adminis-
tratrix of Norvey S. Dale, deceased.

Appeals from the Court of Claims

This cause came on to be heard on the

transcript of the record from the Court of Claims, on appeal and cross-appeal, and on the stipulation of counsel on file and motion of Mr. James Coleman, It is now here ordered and adjudged by this Court, that these appeals be, and the same are hereby, dismissed.

Per Mr. Chief Justice Waite.

33. Shoemaker, Vail & vs. Plaintiff in Error
The Pennsylvania
Railroad Company.

Ordered by the Court that this cause be, and the same is hereby, continued until the next term, per stipulation of counsel.

35. W. D. Porter, Assignee &c. vs. Plff. in Error
Charlotte C. Lazear

This cause was submitted to the consideration of the Court on the record and printed argument by Mr. D. T. Watson, of counsel for the plaintiff in error. No counsel appearing for the defendant in error.

36. Louis Lowe vs. Cliff in Error to Jefferson County Court Louisville, Kentucky County, Ohio.

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. George Hoadley, Mr. E. M. Johnson and Mr. Edward Bates of counsel for the plaintiff in error and by Mr. C. S. Fontaine, of counsel for the defendant in error.

37. Kennedy &c. vs. Cliff &c. Louis Hoadley.

On error to the Supreme Court of the State of Louisiana.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Louisiana, and it appearing to the Court that this is the second term at which this case has been called for argument and that neither party is now prepared to argue the same, it is considered by the Court that this cause

cleared to be heard on the part of the plaintiffs in error, pursuant to the 19th rule of this Court. Whereupon, it is now here ordered and adjudged by this Court that this cause be, and the same is hereby, dismissed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court to be proceeded in according to law and justice.

Per Mr. Chief Justice Waite

38. The United States vs. Plff. in Error Frank L. Jones, Administrator vs. et al. — This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Solicitor General Phillips, of counsel for the plaintiff in error and by Mr. N. L. Wilson and Mr. Geo. E. Sutherland, of counsel for the defendants in error.

39. The Mayor & Aldermen of the City of Savannah vs. Plffs. in Error The United States ex relatione — In error to the Circuit Court of the United

Thursday, October 2nd 1884. Continued

The Southern District of Georgia.

This cause coming on to be heard on the transcript of the record from the District Court of the United States for the Southern District of Georgia, and was argued by counsel; and thereupon it is considered by this Court that the decree of the said District Court in this cause be and the same is hereby affirmed with costs; and that this cause be, and the same is hereby remanded to the said District Court to be proceeded in according to law and justice.

For The Eighth Circuit Court.

Proclamation being made the Court is adjourned until tomorrow at ten

Friday, October 12th 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan, Associate
William B. Woods
Stanley Matthews
Horace Gray
Samuel Blatchford.

John G. Nicolay Esquire, Marshal
James M. McKenney, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. Assistant Attorney General Maury, it is ordered that James F. Brown, Esquire, of Charleston, State of West Virginia be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

Friday, October 12th 1883, continued.

On motion first made to the Court in this behalf by Mr. Samuel Shellabarger it is ordered that Frederick J. Nims and Miram G. Hoyt, Esquires, of Muskegon and E. Edgard Earle and Benjamin D Harlan Esq of Grand Rapids, State of Michigan, and Maurice Langhorne Esquire of Maysville, State of Kentucky be admitted to practice as attorneys and counselors of this Court, and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wm. Chandler it is ordered that Charles Thomson, Junior, Esquire, of Washington City, District of Columbia, be admitted to practice as an attorney and counselor of this Court and he was sworn accordingly.

179. Lucanus Bishop et al. vs. Plffs. in Error
James J. Albert Levy

Wm. D. Chandler, of Counsel for Plaintiffs in Error.

filed and submitted to the consideration of the Court motion to advance this cause pursuant to the 32nd rule.

Ex parte: In the matter of Kan-gi-shu-ca, otherwise called Crow Dog - Petitioner

On motion of Mr. Walter K. Smith leave is granted him to file petition for Writs of Habeas Corpus and Certiorari, and the Clerk is hereby ordered to print the petition and accompanying papers.

145. [illegible] Appellant vs. Peter Campbell - Appellee

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. S. S. Henkle, of counsel for the appellant, and by Mr. W. E. Edmonston, of counsel for the appellee.

	The Pennsylvania Railroad Company vs. Appellant The Locomotive Engine Safety Steam Company	Counsel in the above cause moved the Court for an allowance of costs and disbursements in addition to the costs allowed by law.

and the same is allowed accordingly.

44.	The Pennsylvania Railroad Company vs. Appellant The Locomotive Engine Safety Steam Company	This cause was argued by Mr. Geo. Barnard of counsel for the appellant and by Mr. S. Hollingsworth and Mr. Stanard Walworth, of counsel for the respondent.

Proclamation being made, the Court is adjourned until Monday next at twelve o'clock

Monday October 15th 1883

Pursuant to adjournment the Court met today at the Capitol.

Present.

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Ward Hunt
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford
Associate Justices

John C. Nicolay, Esquire, Marshal
Wm. A. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John B. Sanborn, it is ordered that George B. Young, Esquire, of St. Paul, State of Minnesota, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

On motion leave was to the Court on this behalf by Mr. Assistant Attorney General Murray, it is ordered that Stelle B. Brown Esquire of Washington City District of Columbia, be admitted to practice as an attorney and counselor of this Court and he was sworn accordingly.

On motion first made to the Court on this behalf by Mr. A. L. Murray, it is ordered that Charles H. Northam Esquire, of Chicago, State of Illinois, and Frederic Ullmann Esquire, of Chicago, State of Illinois, be admitted to practice as attorneys and counselors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. J. Hillyer it is ordered that George W. Merrill, Esquire, of Eureka, State of Nevada, be admitted to practice as an attorney and counselor of this Court, and he

On motion first made to the Court in this behalf by Mr. Thomas L. Baynes, it is ordered that C. H. Irabus, Esquire, of Louisville, State of Kentucky, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Nathaniel Wilson, it is ordered that Julian G. Dickinson, Esquire, of Detroit, State of Michigan, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Philip Phillips, it is ordered that John G. Simrall, Esquire, of Louisville, State of Kentucky, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

Monday, October 15th 1855, continued

The United States
vs. Stanley
James Hamilton

On a certificate of division in opinion between the judges of the Circuit Court of the United States for the Middle District of Tennessee.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Middle District of Tennessee, and on the points of questions on which the judges of the said Circuit Court were opposed in opinion and which were certified to this Court for its opinion conformably to the act of Congress in such case made and provided, and was argued by counsel. On consideration whereof, It is the opinion of this Court that the questions certified having arisen on a motion to quash an indictment cannot be certified to this Court under Section 699 of the Revised Statutes: It is

therefore, now here ordered and adjudged by this Court that this cause be, and the same is hereby, dismissed for want of jurisdiction. Whereupon it is now here ordered and adjudged by this Court that it be so certified to the said Circuit Court.

Mr Justice Bradley.

The United States vs. Murray Stanley — Plaintiff

1. On a certificate of division in opinion between the Judges of the Circuit Court of the United States for the District of Kansas.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Kansas and on the points or questions on which the Judges of the said Circuit Court were opposed in opinion, and which were certified to this Court for its opinion, agreeably to the act of Congress in such case made and

executed, and was argued by counsel. On consideration whereof, it is the opinion of this Court that the first and second sections of the act of Congress of March 1st 1875 entitled "An act to protect all citizens in their civil and legal rights" are unconstitutional & void, and that judgment should be rendered upon the indictment according &c. Whereupon it is now here ordered and adjudged by this Court that it be so certified to the said Circuit Court.

Per Mr. Justice Bradley.

Dissenting:
Mr. Justice Harlan.

2. The United States vs. Christian Ens and Richard Ryan

On appeal to the Circuit Court of the United States for the District of California.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of California and

was argued by counsel. On consideration whereof, it is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed.

Mr. Justice Bradley dissenting.

Mr Justice Harlan.

3. The United States vs. Samuel Nichols. Plaintiff. On a certificate of division in opinion between the Judges of the Circuit Court of the United States for the Western District of Missouri.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Missouri, and on the point or question on which the judges of the said Circuit Court were opposed in opinion and which was certified to this Court for its

division appertaining to the act of Congress in such case made and provided, and was argued by counsel. On consideration whereof, It is the opinion of this Court that the first and second sections of the act of Congress of March 1st 1875, entitled "An act to protect all citizens in their civil and legal rights" are unconstitutional and void, and that judgment should be rendered upon the indictment accordingly. It is ordered that a copy hereof certified and addressed by this Court shall be certified to the said Circuit Court.

per Mr. Justice Bradley.

Dissentients:

Mr. Justice Harlan.

26. The United States vs. Plaintiff
Samuel K. Singleton

On a certificate of division in opinion between the Judges of the Circuit Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and on the point or question on which the judges of the said Circuit Court were opposed in opinion and which was certified to this Court for its opinion agreeably to the act of Congress in such case made and provided, and was argued by counsel. On consideration whereof, It is the opinion of this Court that the first and second sections of the act of Congress of March 1st, 1875, entitled "An Act to protect all citizens in their civil and legal rights" are unconstitutional and void, and that judgment should be rendered upon the indictment accordingly. Whereupon it is now here ordered and adjudged by this Court that it be so certified to the said Circuit Court.

per Mr. Justice Bradley.

Dissenting:

	Richard A. Robinson & Sallie J. Robinson, his wife vs. Plffs. in Error The Memphis & Charleston Railroad Company.	In Error to the Circuit Court of the United States for the [illegible]

District of Tennessee.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Tennessee, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Bradley.

Dissenting: Mr. Justice Harlan.

205.	The United States vs Plaintiffs Edward T. Gale et al William E. Gibson	On a certificate of division in opin ion between the Judges of the

Circuit Court of the United States for the Northern District of Florida.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Florida, and on the points or questions on which the judges of the said Circuit Court were opposed in opinion, and which were certified to this Court for its opinion, agreeably to the act of Congress in such case made and provided, and was argued by counsel. On consideration whereof, It is the opinion of this Court, and it so decides, that the question whether Sections 5512 and 5515 of the Revised Statutes of the United States are repugnant to and in violation of the Constitution of the United States should be answered in the negative, that the question as to the validity of Section 820 of said Revised Statutes is unnecessary to be decided, inasmuch as the objection to the constitution of the

grand jury under that section was not raised in due time; and that the remaining questions, namely, "Whether judgment of this Court could be rendered against the defendants on an indictment found by a grand jury empanelled and sworn under the section aforesaid and whether the indictment aforesaid charges any offences for which judgment could be rendered against the defendants in this Court under the Constitution and laws of the United States," should be answered in the affirmative. Whereupon it is now here ordered and adjudged by this Court that it be so certified to the said Circuit Court.

per Mr. Justice Bradley.

Samuel Osborne Jr.
541 of O.J. 1882. vs. Plff. in Error
The County of Adams in the
State of Nebraska

On consideration of the petition for a rehearing in this cause it is ordered by the Court that said petition be, and the same is hereby, denied.

892. A. U. Wyman, Treasurer of the United States vs. Plff. in Error
The United States Ex rel: E. P. Halstead, Adm'r. vc.

On consideration of the motion to advance this cause, It is ordered by the Court that said motion be, and the same is hereby, granted, and the cause assigned for argument at the foot of the call for the first Monday in November.

per Mr. Chief Justice Waite.

879. Lazarus Scharff et al. vs. Plffs. in Error
James W. Albert Levy.

On consideration of the motion to advance this cause pursuant to the 32d rule, It is ordered that said motion be, and the same is hereby, granted.

per Mr. Chief Justice Waite.

970. A. Justin Smith vs. Plff. in Error
Samuel C. Greenhow.

On consideration of the motion to advance this cause pursuant to the

32d rule. It is ordered that said motion be, and the same is hereby, granted.

per Mr. Chief Justice Waite

Herman G. C. Faulsen
172. vs. Appellant
The Chesapeake & Ohio
Railway Co. et al.
and
Gottfried Bachman
047. vs. Appellant
The Chesapeake & Ohio
Railway Co. et al.

On consideration of the motion to advance these cases it is ordered by the Court that said motion be and the same is hereby, denied.

per Mr. Chief Justice Waite.

Thomas Poindexter
169. vs. Plff. in Error
Samuel C. Greenhow, Treasurer &c.
William L. White
171. vs. Plff. in Error
Samuel C. Greenhow
Samuel S. Carter
172. vs. Plff. in Error
Samuel C. Greenhow

On consideration of the motion to advance these cases. It is ordered by the Court that said motion be and

the same is hereby, denied.
per Mr. Chief Justice Waite.

Augustus L. Guilliard
vs. Plff. in Error
Thomas S. Greenman

On consideration of the motion to amend the record in this cause, It is ordered by the Court that said motion be, and the same is hereby, denied.
per Mr. Chief Justice Waite.

721. The County of San Mateo
vs. Plff. in Error
The Southern Pacific Railroad Company.

The parties having stipulated that the further consideration of this cause may be postponed until certain other cases are disposed of, this cause is restored to its original position on the docket, there to await the further action of the Court.
per Mr. Chief Justice Waite.

601. James S. Philippi
vs. Appellant
Antonio Philippe

The motion to dismiss in this cause was submitted to

the consideration of the Court on printed arguments by Mr. John A. Campbell in support of the same and by Mr. Philip Phillips and Mr. W. Hallett Phillips in opposition thereto.

Robert C. Howett vs. Appellant
Lewis S. Filbert,
Jonathan N. Taylor,
George N. Boston and
Thomas W. Chase

Mr. William H. Hottinghu, of counsel for the appellees, having filed in open Court the following certificate, to wit:

"In the Supreme Court of the District of Columbia

Robert C. Howett, complainant
vs.
Lewis S. Filbert, Jonathan N. Taylor, George N. Boston and Thomas W. Chase, defendants
No. 5784. In Equity.

1882 November 21. Decree by the Court in General Term affirming the decree

passed at Special Term dismissing the Bill of Complaint.

I do hereby certify that the complainant on November 21st A.D. 1882, appealed from the above mentioned decree passed in General Term to the Supreme Court of the United States, which said appeal was allowed.

A. C. Meigs
Clerk Sup. Ct. D.C.
By A. C. Meigs Jr.
Asst. Clk.

and having stated that the appellant had altogether failed to file the record of said cause in this Court, or in any way to prosecute said appeal, moved the Court, in pursuance of the 9th rule, to have said appeal docketed and dismissed. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that this appeal from the Supreme Court of the District of Columbia be, and the same is hereby, docketed and dismissed with costs; And that this cause be, and the same

is hereby remanded to the said Circuit Court to be proceeded in accordance with law and justice.

Per The Chief Justice Field.

J. H. Beard
pltf. vs. Pltf. in Error
Samuel Brown

The motion to dismiss the writ of error as improvidently allowed in this cause, and submitted to the consideration of the Court on the record and printed arguments by Mr. G. F. Phillips in behalf of the Defendant in Error, in support of the same, and by Mr. William Woodburn in opposition thereto.

J. H. Beard
vs. Pltf. in Error
Samuel Brown

On motion of Mr. G. F. Phillips, Ordered that the hearing of the motion to recall the supersedeas in this cause be, and the same is hereby, postponed for the present.

The Winthrop Iron Company, et al.
1118. vs. Appellants
Arthur B. Meeker et al.

The motion to dismiss and to vacate the supersedeas in this cause was submitted to the consideration of the Court on printed arguments by Mr Frederic Ullmann and Mr. R. D. Morris in support of the same, and by Mr. R. D. Mussey, in opposition thereto.

Ex parte: In the matter of
The Commonwealth of
Pennsylvania
7. Original — Petitioner

This case was argued by Mr. S. G. Ward and Mr. M. P. Henry of counsel for the petitioner. The Court did not desire to hear counsel for the respondent.

The Indiana Southern Railway Co.
145. vs. Appellant
The Liverpool & London & Globe Ins. Co.
and
William H. Guion
146. vs. Appellant
The Liverpool & London & Globe Ins. Co.

These cases were argued by Mr. Benjamin Harrison

were counsel for the appellee were submitted on printed arguments by Mr. Samuel A. Huff and Mr. A. G. Brooks of counsel for the appellants.

(Mr. Justice Field was not present during the argument of these causes).

C. A. Arthur, Collector &c. This cause
47. vs. } Writ of Error was argued
Henry Easton, et al. } by Mr. Assistant Attorney General Maury, of counsel for the plaintiff in error, and by Mr. Edward Hartley of counsel for the defendants in error. (Mr. Justice Field was not present during the argument of this cause).

Bernhard Unson et al. This
48. vs. } Writs of Error cause was
Thomas Murphy, Collector &c. } argued by Mr. Lewis Sanderson, of counsel for the plaintiffs in error, and submitted on printed arguments by

Mr. Solicitor General Phillips, of counsel for the defendant in error.

(Mr. Justice Field was not present during the argument of this cause).

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, October 16th, 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Joseph P. Bradley
[illegible] Justices
William B. Woods
Stanley Matthews
Horace Gray
Samuel Blatchford

Wm. M. Merrick, Esquire, Marshal.
James M. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Samuel Shellabarger it is ordered that Charles H. Joyce, Esquire, of Washington City, District of Columbia, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. S. A. Burdett, it is ordered that Thomas L. Newcombe Esquire of Manistique, State of Michigan, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

On motion first made to the Court in

On motion first made to the Court in

this behalf by Mr. Walter L. Eldridge, it is ordered that John W. Butterfield, Esquire, of Washington City, District of Columbia, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

Edward R. Booth
vs. Pff. in Error
John M. Sherman

The death of Edward R. Booth, the plaintiff in error in this cause having been heretofore suggested, On motion of Mr. Charles W. Needham, of counsel for the plaintiff in error, It is ordered by the Court, that Edward R. Booth Jr., Mattie Stephen, Fayette

Booth, Francis Booth, Ethel Booth and
Ethel Booth Infants by Francis H.
Booth, Guardian, &c. vs. The Supreme
Court of Errors &c. Motion for leave to
withdraw plaintiffs in error &c.
Granted on filing of order of Francis H.
Booth, Guardian.

Frank O. Cole
vs. Appellant Court of Common
The Aetna Stone Pleas

This cause came on to be heard on
the transcript of the record from the
Court of Claims, and on the motion
of Mr. Chas E. Gerlach of counsel for
the appellant, it is now here ordered and
adjudged by this Court that the writ
be, and the same is hereby, dismissed.
per Mr. Chief Justice Fuller.

50. H. B. Claflin & Company
vs. Pltf's. in Error
The Commonwealth
Insurance Company
of Boston

51. J. B. Clarkin & Company
vs. Pltfs. in Error
The Western Assurance
Company of Toronto, Canada

52. J. B. Clarkin & Company
vs. Pltfs. in Error
The Franklin Insurance
Company of St. Louis, Mo.

These causes were argued by Mr. John H. Benham, of counsel for the plaintiffs in error, and by Mr. George B. Young, of counsel for the defendants in error.

54. Matthew T. Johnson,
Executor &c. et al.
vs. Appellants
Johnson Walker,
Administrator &c.

The argument of this cause was commenced by Mr. John A. Campbell, of counsel for the appellants, and continued by Mr. Henry B. Kelly, of counsel for the appellee.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, October 17th 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray
Samuel Blatchford

John F. Nicolay, Esquire, Marshal.

James M. Wood, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr Walter D. Lowrie it is ordered that William A. Underwood of Adrian, State of Michigan, and Alfred Ely, Esquire, of New York City, be admitted to practice as attorneys and counselors of this Court, and they were sworn accordingly.

51. E. B. Claflin & Company vs. Pffs. in Error The Western Insurance Company of Toronto, Canada

52. E. B. Claflin & Company vs. Pffs. in Error The Franklin Insurance Company of St. Louis, Mo.

These cases were argued by Mr. John B. Sanborn, of counsel for the plaintiffs in error, and by Mr. George B. Young, of counsel for the defendants in error.

514. Matthew T. Johnson, Executor &c. et al. vs. Appellants Stephenson Waters, Administrator &c.

The argument of this cause was commenced by Mr. John A. Campbell, of counsel for the appellants, and continued by Mr. Henry B. Kelly, of counsel for the appellee.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, October 17th, 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Joseph P. Bradley
John M. Harlan, Associate
William B. Woods, Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford

John G. Nicolay, Esquire, Marshal.
James M. Ayer, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Walter D. Davidge it is ordered that William A. Underwood of Adrian, State of Michigan, and Alfred Ely, Esquire, of New York City, be admitted to practice as attorneys and counselors of this Court, and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. S. C. Lee, it is ordered that Marshall J. Williams, Esquire, of Washington C.H., State of Ohio, be admitted to practice as an attorney and counselor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. T. W. Barkley, it is ordered that Winchester Britton, Esquire, of Brooklyn, State of New York, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Assistant Attorney General Maury, it is ordered that C. H. Wells, Esquire, of Pottsville, State of Pennsylvania, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

William S. Campbell.
Geo. W. Campbell.
John F. Campbell.
Frederick Peasco & wife
Eliza A., Mary D.
Bradford, John C.
Edwards, Elizabeth
E. Edwards, Annie
E. Edwards, John W.
Edwards & Evans N.
Edwards

vs.

Michael A. French

Mr. Joseph H. Bradley of counsel for the appellees. Appeal filed in the Court of Chancery, and docketed. Term.

161.

"In the Supreme Court of the District of Columbia

Monday, March 28th, 1853.

Session resumed pursuant to adjournment. Present, Chief Justice Cranch and Justices MacArthur and Fox.

Michael A. French, complainant, &c.

vs.

Appeal.

William H., Geo. W., and John F. Campbell, Frederick Peasco and wife Eliza A., Mary D. Bradford,

John L., Elizabeth C., Annie L.,
John C. & George N. Edwards
vs.
[illegible].

This cause coming on to be heard further, having been at a former day argued by counsel, it is this 25th day of March, ordered and decreed that the decree of the special term be, and the same is hereby, affirmed with costs. From which decree the defendants pray and are allowed their appeal to the Supreme Court of the United States, and the Court fixes the bond for costs of said appeal at two hundred and fifty dollars.

I, Return J. Meigs, Clerk of the Supreme Court of the District of Columbia, hereby certify that the foregoing is a true copy of the final decree of the said Supreme Court of the District of Columbia in the aforesaid case.

Witness my hand and the seal of the said court

(Seal) R. J. Meigs, Clerk"

and having stated that the appellants had altogether failed to file the record

of said cause in this Court or in any way to prosecute said appeal, moved the Court, in pursuance of the 4th rule to have said appeal docketed and dismissed - On consideration whereof, it is now here ordered, adjudged and decreed by this Court that this appeal from the Supreme Court of the District of Columbia be, and the same is hereby, docketed and dismissed with costs; And that the cause be, and the same is hereby, remanded to the said Supreme Court to be proceeded in according to law and justice.

per Mr. Chief Justice Waite.

The Kellogg Bridge Co. vs. Plff. in Error
Thomas N. Hamilton

Ordered by the Court that this cause be, and the same is hereby, passed, to be submitted on printed arguments on or before the 21st instant.

sq.

Jacob Estey et al. vs. Appellants
Vitus Gundelt

On motion of Mr. J. Rubey Ashton, on behalf of counsel, ordered by the Court that this cause be passed if reached on or before November 19th.

1744. Elijah Stanton vs. Appellant
Ephraim S. Johnson

Ephraim S. Johnson vs. Appellant
212. Elijah Stanton

Appeals from the Circuit Court of the United States for the Eastern District of Michigan.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Michigan, on abbeal and cross-abbeal, and on the stipulation of counsel for the respective parties on file and motion of Mr. Julian S. Dickinson, It is now here ordered, adjudged and decreed by this Court that these appeals be and the same are hereby, dis-

missed, each party to pay the costs of his appeal in this Court.

See Mr. Chief Justice Waite.

Matthew H. Johnson, Executor &c. et al. vs. Appellants
514 Stephenson Waters, Adm'r. &c.

The argument of this cause was continued by Mr. Calvin Aroni, of counsel for the appellees, and concluded by Mr. John C. [illegible], of counsel for the appellants.

Samuel M. Purdee vs. Appellant
N. G. Turney, Trustee &c.

Ordered by the Court that the cause be and the same is hereby dismissed

John W. Irwin vs. Petition for Error
George P. William and N. D. William

The argument of this cause was commenced by Mr. John W. Kal[illegible], of counsel

of counsel for the plaintiff in error and continued by Mr. Walter D. Davidge of counsel for the defendants in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday, October 18th 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice.
Samuel F. Miller
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford
Associate Justices.

John G. Nicolay Esquire, Marshal.
James M. McKenney, Clerk.

Proclamation being made the Court is opened.

John W. Davis
vs. Writ of Error
George P. Williams et al
M. L. Williams.

The argument of this cause was continued by Mr. Walter D. Davidson counsel for the defendants in error and concluded by Mr. John M. Butler as counsel for the plaintiff in error.

54.	The United States vs. Appellant Francis A. Gibbons et al.	Ordered by the Court that this cause &c., and the same is hereby, passed.
58.	Salmon P. Mathews vs. Pff. in Error Thomas Dunn et al.	This cause was argued by Mr. Julian V. Dickinson, of counsel for the plaintiff in error, and submitted on printed argument by Mr. O. M. Barnes, of counsel for the defendants in error.
	The Board of Liquidation of the City Debt vs. Appellant The Louisville & Nashville Railroad Company et al.	The argument of this cause was commenced by Mr. H. C. Miller of counsel for the appellant, and continued by Mr. Thomas L. Bayne, of counsel for the appellees.

Proclamation being made, the Court is adjourned until tomorrow at twelve o'clock.

Friday, October 19th 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite Chief Justice
Samuel F. Miller
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray
Samuel Blatchford
John K. Hinton Esquire Marshal
James H. McKenney Clerk

Proclamation being made the Court is opened.

On motion it is ordered that the Court in this behalf by the United States, it is ordered that E. C. Cullen Esquire, of New Orleans, State of Louisiana, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

On motion ordered made to the Court in this behalf for Mr. Walter A. Smith, it is ordered that Richton Gorson, Esquire, of Redwood, Dakota Territory, be admitted to practice as an attorney and counselor of this Court, and he was duly accordingly.

Error to Cond Ct
U. S. Curtin
by. vs. Appellants
Charles G. Greene et al.

On motion of Mr. Phisick Phillips in behalf of counsel, Ordered by the Court that this cause be passed when reached, on account of the sickness of counsel.

The Board of Liquidation
of the City Debt
Cert. vs. Appellant
The Louisville & Nashville
Railroad Company et al.

The argument of this cause was continued by Mr. Thomas L. Bayne, of counsel for the appellees, and concluded by Mr. Richard J. Merrick of counsel for the appellant.

Friday, October 19th 1883, Continued.

William T. Grace et al. vs. The American Central Insurance Co. of St. Louis, Mo. — This cause was argued by Mr. Chester Bartlett on behalf of counsel for the plaintiffs in error, and by Mr. George H. Boyd, on behalf of the defendant in error.

Henry F. Williams et al. vs. The United States — Ordered that this cause be and the same is hereby passed.

Joseph S. Thomas, Trustee vs. Abbellant The Brownsville, Fort Kearney & Pacific R. R. Co. et al. — This cause was argued by Mr. J. M. Carlisle on behalf of counsel for the appellees and submitted on brief on argument by Mr. William M. Evarts, of counsel for the appellant.

Proclamation being made the Court is ad-

Monday, October 22nd 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford

Wm. H. Nicolay, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is open.

On motion first made to the Court in this behalf by Mr. A. T. Bromah it is ordered that Henry C. Wells, Esquire, of New York City, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

Monday, October 22nd 1866, continued.

On motion Ordered that the Bonds in this behalf be approved that Orlando F. Curtis Esquire of Orland State of Pennsylvania be admitted to practice as an attorney and counselor of this Court & that he take the usual corporal oath.

On motion Ordered that the Bonds in this behalf be approved that George N. Sweaney Esquire of Washington District of Columbia be admitted to practice as an attorney and counselor of this Court & that he take the usual corporal oath.

Benjamin F. Hall
vs. Writ in Error
Francis F. Thurlow et al.
and
Benjamin F. Hall
vs. Writ in Error
Francis F. Thurlow et al.

Wm. G. Hall, Esq. of counsel for the plaintiff in error, this day submitted his motion for the consideration of the Court and submitted

Thomas P. McManus
vs. Appellant
Richard Parsons,
T. Barnes Sherwood,
Charles N. Winder,
Robert W. Johnson
Samuel A. Pugh,
S. V. White, S. W. Barton,
Wm. Brook, Mary Ann
Conron, Richard N. Mus-
ser, Albert Pike, Richard
A. Potter, Charles E. Rit-
tenhouse, S. E. Jenner and
Wm. Cranch

Mr. S. V. White, of counsel for the appellees, having filed in the Court the following certificate, to wit:

Clerk's Office, Supreme Court District of Columbia February 6th 1883.
Thomas P. McManus

vs.

Mildred Standish — Mary Ann Conron
S. Kearney Parsons — Richard N. Musser
Charles N. Winder — Albert Pike
Robert W. Johnson — Richard N. Potter
Samuel A. Pugh — Charles E. Rittenhouse
S. V. White — S. E. Jenner

Monday October 27th 1884. continued.

J. U. Barlow — Jack Brown
Wm M. Evans

No 2389 Eq. Doc. W.

I C. J. Waite, Clerk of Said Court, hereby certify that in the above stated cause on the 19th April 1881 a final decree of the Circuit Court of said District was passed, dismissing the bills therein with costs. That in open Court then and there the complainant prayed and was allowed an appeal to the Supreme Court of the United States — That on the 26th and 27th of May respectively, said complainant and appellant Samuel C Tough filed their bonds to said C. C. of the U. S.

(Seal) In testimony whereof I have affix the seal of said Court and sign my name.

C. J. Waite, Clerk
By A J Rhoads Jr Asst Clk

and having stated that the appellant had altogether failed to file the record of said cause in this Court, or in any way to prosecute said appeal, moved the Court, in pursuance of the 9th rule

to have said appeal docketed and dismissed. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that this appeal from the Supreme Court of the District of Columbia &c. and the same is hereby, docketed and dismissed with costs; And that this cause &c, and the same is hereby, remanded to the said Supreme Court to be proceeded in according to law and justice.

Per Mr. Chief Justice Waite.

29. Emeline J. Dale, Administratrix &c. vs. The United States. Appellant

And

30. The United States vs. Emeline N. Dale, Adm'x &c. Appellant

On motion of Mr. James Coleman, of counsel, leave is hereby granted the Clerk to issue the Mandate in these causes.

Monday, October 22nd, 1883 continued

Martha Brodnax
vs. Appeal
The Aetna Insurance
Company

In U. S. Circuit
Court of appeals
for the Eighth
Circuit from
the Circuit Court
of the United
States for the Southern Dist-
rict of Georgia.

The following certificate to wit:

E. N. S. Troy, Clerk of the Circuit Court of the United States for the Southern District of Georgia, do hereby certify that in a certain cause depending in said Court wherein the Aetna Insurance Company was complainant and Martha Brodnax and Ephraim Tweedy, trustee, were defendants, a final decree was rendered by said Circuit Court on the 12th day of July (A.D. 1883, in favor of said Aetna Insurance Company and against said Martha Brodnax and Ephraim Tweedy, trustee; and that on the 11th day of September, A.D. 1883, said Martha Brodnax prayed an appeal to the Supreme Court of the United States, which was duly allowed.

In testimony whereof

(Seal) Hereunto subscribed my name and affix the seal of said Circuit Court at Savannah, Georgia, this 10th day of October A. D. 1883.

N. H. Nina, Clerk."

and having stated that the appellant had altogether failed to file the record of said cause, or in any way to prosecute said appeal, moved the Court, in pursuance of the 9th rule, to have said appeal docketed and dismissed - On consideration whereof, It is now here ordered, adjudged and decreed by this Court that this appeal from the Circuit Court of the United States for the Southern District of Georgia, be, and the same is hereby, docketed and dismissed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court to be proceeded in according to law and justice.

per Mr. Chief Justice Waite.

Monday, October 22nd 1883, continued.

Ex parte: In the matter of George A. Lee Jr. and William L. Atkinson Petitioners

On motion of Mr. Bullock, Leave is granted for the petitioners to file a petition for a writ of prohibition.

Ex parte: In the matter of George A. Lee Jr. and William L. Atkinson Petitioners

On motion of Mr. Bullock, Leave is granted the petitioners to file a petition for a writ of prohibition.

J. B. Hunt, et ux. vs. Appellants David C. Cleve

On motion for a writ of error and supersedeas or other writ under Section 716 of the Revised Statutes, was argued by Mr. N. M. Butler, in support of the same, and by Mr. G. F. Burton and Mr. Nathaniel Wilson, in opposition thereto.

63. The Manhattan Life Insurance Company vs. Plff. in Error John G. Boughton, Trustee

This cause was argued by Mr. James Otis Hoyt, of counsel for the plaintiff in error, and by Mr. Erastus F. Brown, of counsel for the defendant in error.

64. The Good Intent Tow Boat Co. et al. vs. Appellants The Atlantic Mutual Insurance Co. of New York et al.

And

987. The Atlantic Mutual Insurance Co. of New York et al. vs Appellants The Good Intent Tow Boat Co. et al.

These cases were argued by Mr. Joseph P. Hornor, of counsel for the appellants in No. 64 and appellees in No. 987, and by Mr. Philip Phillips, of counsel for the appellees in No. 64 and the appellants in No. 987.

The Union National Bank of Chicago, impleaded with Arthur C. Libby, Archibald McNeil & Charles C. Libby vs. Plaintiffs in Error

vs.

Jacob Wilder.

In error to the Circuit Court of the United States for the Northern District of Illinois.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois, and on the stipulation of counsel on file. It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Waite.

66. The Connecticut Mutual Life Insurance Company vs. Plff. in error Helen Pitkin.

On motion of Mr. Elihu Stanton, of counsel for the plaintiff

in court, Ordered by the Court that this cause be passed, subject to provisions of section No. 26th rule.

Mary R. Steuer
vs. Appellant
James N. Pickman

This cause being called for argument, the counsel for the appellant submitted to the consideration of the Court motion for leave to use the printed copies of the record in the cause, and it appearing to the Court that the fee due the Clerk for supervising the printing has not been paid, it is ordered that the cause be passed until tomorrow.

Proclamation being made, the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, October 23rd 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present:

The Honorable Morrison R. Waite Chief Justice
Samuel F. Miller
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford

John F. Nicolay, Esquire, Marshal
James M. McKenney, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. Walter H. Smith it is ordered that Adoniram J. Plowman, Esquire, of Deadwood, Dakota Territory, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

Mary C. Elmes
vs. Appellant
James N. Rickman

On consideration of the motion of counsel for the appellant for leave to use the printed record in this cause without paying the Clerk the fee due him for supervising the printing &c. It is ordered by the Court that said motion be, and the same is hereby, denied. And it is further ordered that, unless the appellant pay to the Clerk within twenty days from this date what is due him for supervising the printing, the appeal be dismissed for want of prosecution.

per Mr. Chief Justice Waite.

Robert & William Mitchell
vs. Pffs. in Error
William L. Clark

Ordered by the Court that this cause be,

and the same is hereby, passed.

Tuesday, October 23rd 1855, continued.

Albert Conrad & Easton
vs. Appellants
Charles L. Crane et. al.

Leave to the Court for further to and the same is hereby passed, on account of the sickness of counsel.

The United States
vs. Appellant
Francis A. Gibbon jr.

This cause was argued by Mr. Assistant Attorney General

Messrs of counsel for the appellant, and by Mr Lynch Sutton, of counsel for the appellee.

Joseph Zane et al.
vs. Appellants
Henry Soffe

This cause was argued by Mr Thomas Wm Clarke of counsel for the appellants and by Mr. Henry P. Wells, of counsel for the appellee.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, October 24th 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford
Associate Justices

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Joseph H. Choate it is ordered that John M. Bowers, Esquire, of New York City, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

Ex parte: In the matter of Kanga-thun-ca, otherwise called Crow Dog — Petitioner

On consideration of the petition of Kan-gi-thun-ca, otherwise called Crow Dog, and on motion of Mr. Walter H. Smith, of counsel for the petitioner, It is now here ordered that the Marshal of the United States for the Territory of Dakota show cause before this Court on Monday the 26th day of November, A.D. 1883, at twelve o'clock, noon, or as soon thereafter as counsel can be heard, why a writ of habeas corpus and a writ of certiorari should not be granted, as prayed for in said petition.

8. Original

Per Mr. Chief Justice Waite.

The Dubuque & Sioux City Railroad Company et al. vs. Plffs. in Error The Des Moines Valley Railroad Company.

Ordered by the Court that this cause be and the same is hereby passed.

71.

72. The Canada Southern Railway Company vs. Plffs. in Error
W. N. Hebbard & August Limbert, Executors &c
The Canada Southern Railway Company

73. vs. Plff. in Error
William N. Hebbard
and
The Canada Southern Railway Company

74. vs. Plff. in Error
W. N. Hebbard & August Limbert, Executors &c.

These cases were argued by Mr. Joseph N. Choate, of counsel for the plaintiff in error, and by Mr. John M. Bowers, of counsel for the defendants in error.

75. Michael Kelzer vs Plff's. in Error
A. M. Wood, Collector &c.

This cause was argued by Mr. Edwin B Smith, of counsel for the plaintiff in error and by Mr. Solicitor Gener-

Henry Taumann
vs. Pff. in Error
G. A. Arthur, Collector &c.

The cause was argued by Mr. Edwin B. Smith of counsel for the plaintiff in error, and by Mr. Solicitor General Phillips of counsel for the defendant in error.

The Town of Berlin
vs Pff. in Error
John L. McCullough, Administrator &c.

The argument of this cause was commenced by Mr. R. A. Parmenter of counsel for the plaintiff in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday, October 25th 1883..

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford
Associate Justices

John G. Nicolay, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. John F. Hanna, it is ordered that Albert Gallup, Esquire, of New York City, and Thomas C. Sugar, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as attorneys and counselors of this Court and they were sworn accordingly.

Thursday, October 25th 1855 continued.

97.	The Town of Berlin vs. Elijah Fuller Josiah L. McCullough. Trespass &c.	The argument of this cause was continued by Mr C. M. Conant & concluded for the plaintiff in error, and by Mr E. J. Taylor and Mr Isaac Fenton, of counsel for the defendant in error, and replied to by Mr C. M. Conant of counsel for the plaintiff in error.
98.	The Double Pointed Nail Company vs. Ephraim Ames The Ames Sword Manufacturing Company	This cause was argued by Mr C. M. Conant of counsel for the plaintiff and by Mr William C. Spence of counsel for the defendant.
99.	The Penn Mutual Life Insurance Company vs. Elijah Ensor Maria Cutting Ford	On appeal to the Circuit Court of the United States for the East.

Thursday, October 25th 1883, continued.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Missouri, and on the authority of counsel for the plaintiffs in error, on file. It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Waite.

The County Court of Clark County & the Justices thereof vs. Pltfs. in Error
The United States Ex rel: William A. Johnston

In Error to the Circuit Court of the United States for the Eastern District of Missouri.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Missouri, and on the motion of Mr. James Carr, of counsel for the plaintiffs in error, It

... now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Waite.

The County Court of Clark County & the Justices thereof Plts in Error	In Error to the Circuit Court of the United States for the Eastern
The United States Ex rel. Charles E. Lewis	District of Missouri

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Missouri, and on the motion of Mr. James Carr, of counsel for the plaintiffs in error, it is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Waite.

Henry Newman
vs. Plff. in Error
C. A. Arthur, Collector &c.

On motion of Mr. E. C. Smith, Counsel for the plaintiff in error, leave is hereby granted him to file an additional brief in this cause.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Friday. October 24th 1862.

Pursuant to adjournment the
Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Joseph P. Bradley
John M. Harlan Associate
William Q. Woods Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford

John F. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court
is opened.

The County Court of Kno
County
4. vs. Plff. in Error
The United States ex rel.
G. W. Marshman

The argu
ment of
these
cases was
commenced
by Mr.

The County Court of Knox County
80. vs. Pff. in Error
The United States ex rel: S. C. Davis
The County Court of Knox County
81. vs. Pff. in Error
The United States ex rel: The Wells & French Co.
Macon County Court etc.
83. vs. Pff. in Error
Alfred Knickerbocker
and
Henry McGoniale, Treasurer etc.
199. vs. Pff. in Error
The United States ex rel: S. C. Davis

James Grant of counsel for the plaintiffs in error, continued by Mr George N. Thieroux, of counsel for the defendants in error in Nos. 80 and 199, and by Mr. Joseph Shipman, of counsel for the defendant in error in No. 80, and concluded by Mr. James Carr, of counsel for the plaintiffs in error.

The Monongahela National Bank of Brownsville, &c.
vs. Writ of Error
Samuel N. Jacobus

This cause was submitted to the consideration of the Court on the printed arguments by Mr. D. T. Watson, of counsel for the plaintiff in error, and by Mr. Thomas S. Lazear, and Mr. S. W. Fordyce, of counsel for the defendant in error.

No. 35. Ernest Estep et al.
vs. Appellants
Riley Burdett

Ordered by the Court that the cause be, and the same is hereby, passed.

No. 36. William Bailey et al.
vs. Appellants
The United States

Ordered by the Court that this cause be, and the same is hereby, passed.

Friday, October 26th 1894 Continued.

In Admiralty Action in rem
The Steamship "Alice Ewart"
vs.
David Mather

The argument of this cause was resumed and by Mr C. H. Wellington

for appellant for the Steamship in error.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Monday, October 29th 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Nathan Clifford presiding.

Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford

Associate Justices.

John C. Nicolay, Esquire, Marshal
pro tempore.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. William Grant, it is ordered that Charles Turner, Esquire of Selma, State of Alabama, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. G. Thurman it is ordered that George M. Foster, Esquire, of Cleveland, State of Ohio, be admitted to practice as an attorney and counselor of this Court and he was sworn accordingly.

River, Finnie & Company vs. Piffs. in Error
27. vs. Piffs. in Error
The Rumford Chemical Works for the use of J. N. Payne and his wife Kate G. Payne as Administratrix of Allen F. Morgan, deceased. — In Error to the Circuit Court of the United States for the Western District of Tennessee.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Tennessee and was argued by counsel. On consideration whereof It is now here ordered and adjudged by this Court that the judgment of the

said Circuit Court in this cause be and the same is hereby, reversed with costs. And that this cause be and the same is hereby remanded to the said Circuit Court with direction to enter a new decree.

per Mr. Justice Clifford.

W. B. Potter Assignee of S. B. W. Hill, a bankrupt on Appeal from Circuit Court for Charlotte Co. Virginia

No. 35 In Error to the Supreme Court of the State of Connecticut

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Connecticut and was argued by counsel. On consideration whereof it is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Gray.

Augustus Lawor
vs. Appellant
Robert Bennett, Colton
Maw and Frederick
Ingle, copartners
under the name and
style of Robert Bennett
and Company.

Appeal from
the Circuit
Court of the
United States
for the District
of California.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of California and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Matthews.

Wendell K. King
vs. Appellant
August Gallun
and Albert Frostel

Appeal from the
Circuit Court of
the United States for
the Eastern District

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Wisconsin and was argued by counsel. On consideration whereof. It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby affirmed with costs.

Per Mr. Justice Woods.

Robert G. Fassett
vs
Oliver Hampton

Appeal from the Supreme Court of the District of Columbia.

#3.

This cause came on to be heard on the transcript of the record from the Supreme Court of the District of Columbia and was argued by counsel. On consideration whereof. It is now here ordered, adjudged and decreed by this Court that the decree of the said Supreme Court in this

cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Harlan.

925. The County of Greene vs. Pfff. in Error John Caruess

In Error to the Circuit Court of the United States for the Western District of Missouri.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Missouri and was argued by counsel - On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court be in this cause be, and the same is hereby, affirmed with costs and interest, until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Missouri.

per Mr. Justice Bradley.

	Sarah B. Hunter	In Error
18.	vs. Appellant	from the
	The St. Louis Southeastern	Circuit
	Railway Company consolidated	Court
	and James A. Wilson, Trustee	of the
	of said Company.	United
		States

for the Middle District of Tennessee.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Middle District of Tennessee, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that this appeal be and the same is hereby, dismissed for the want of jurisdiction

per Mr. Chief Justice Waite.

	The City of Opelika	In Error to the
21.	vs. Pff. in Error	Circuit Court
	Richard C. Daniel	of the United
		States for the

Middle District of Alabama.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Middle District of Alabama, and was argued by counsel. On consideration whereof, it is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

per Mr. Chief Justice Waite.

898. Benjamin F. Lee vs. Pltff. in Error Francis F. Morton et al.

On consideration of the motion to advance these cases, pursuant to the 32d rule. It is ordered by the Court that said motion be, and the same is hereby, granted.

per Mr. Chief Justice Waite.

899. Benjamin F. Lee vs. Pltff. in Error Francis F. Morton et al.

Fannie P. Lawrence and E. A. Lawrence vs. Plffs. in Error Ferdinand Reis

186.

Mr. F. J. Pitt, of counsel for the defendant in error, having filed in this Court the following certificate, to wit:

"In the Supreme Court
State of California

Ferdinand Reis
Appellant
vs.
Fannie P. Lawrence
& E. A. Lawrence
Respondents

State of California
City & County of San Francisco } ss.

I,

John W. McCarthy, Clerk of the Supreme Court of the State of California, do hereby certify that in a certain cause pending in said Court, wherein Ferdinand Reis was plaintiff and appellant, and Fannie P. Lawrence & E. A. Lawrence were defendants and respondents, a decree was

said cause was made on the 12th day of February, (A.D. 1883, in favor of said Ferdinand Reis, appellant as aforesaid, against the said Fannie P. Lawrence and E. A. Lawrence, respondents. And that on the 3d day of April 1883 the said Fannie P. Lawrence and E. A. Lawrence filed herein a bond with sureties in the sum of $500 00 and on said 3d day of April 1883 caused a writ of error to the Supreme Court of the United States to be duly sued out and allowed.

In testimony whereof, I have hereunto set my hand and affixed the seal of the said Supreme Court at San Francisco, State of California, this 18th day of October A.D. 1883 and the Independence of the United States of America the 108th.

(Seal)

John W. McCarthy Clerk
John S. Kilsby, Deputy Clerk
Supreme Court, State of California

and having stated that the said plaintiffs in error had altogether failed to file the record of said cause, or in any way to prosecute said writ of error, moved the Court, in pursuance of the 9th rule, to have this writ of error docketed and dismissed. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause to the Supreme Court of the State of California be, and the same is hereby, docketed and dismissed with costs; And that this cause be, and the same is hereby, remanded to the said Supreme Court to be proceeded in according to law and justice.

Per Mr. Chief Justice Taney.

529. Sarah E. Johnstone, Mary A. Johnstone & Ellen W. Johnstone by E. J. Wells, their guardian vs. The Robinson Consolidated Mining Co., Mary V. Forbes and Mary V. Forbes, Lucius B. Kendall & Job A. Cooper, Administrators of George A. Robinson, deceased.

Appeal from the Supreme Court of the United

States for the District of Colorado.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Colorado and on the stipulation of counsel on file and motion of Mr. J. H. McGowan, in behalf of counsel. It is now here ordered and adjudged and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

per Mr. Chief Justice Waite.

W. W. Brown and
R. W. Bousdin
1187. vs. Plffs. in Error
R. S. Carey

Mr. J. H. McGowan, of counsel for the defendant in error, having filed in open Court certified copies of the writ of error and citation in this cause, and having stated that the plaintiffs in error had altogether failed to file the record of said cause in this Court, or in any way to prosecute said writ of error, moved the Court, in

pursuance of the 4th rule to have this writ of error docketed and dismissed. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause to the Supreme Court of the State of California be, and the same is hereby, dismissed with costs. And that this cause be, and the same is hereby, remanded to the said Supreme Court to be proceeded in according to law and justice.

per Mr. Chief Justice Waite.

The Alabama Gold Life Insurance Company vs. Plff. in Error Mary Alice Nichols in her own right & as guardianess.

30. The motion to dismiss in this cause was submitted to the consideration of the Court on the record and printed arguments by Mr. W. W. Boyce, in support of the same and by Mr. Philip Phillips and Mr. W. Hallett Phillips, in opposition thereto

	Nathaniel Wilson Adm'r. &c. vs. 88. vs. Plff. in Error Josephine C. Frick Adm'x &c.	Mr. A. S. Worthington, of counsel for the plaintiff in error, filed and submitted to the consideration of the Court petition for an order adjudging that defendant in error has had sufficient notice of the suing out of the writ of error in this cause.
	William Ward v. E. J. Ward 214. vs. Appellants George W. Berlin	The motion to dismiss in this cause was submitted to the consideration of the Court on the record and printed arguments by Mr. P. Phillips and Mr. W. Hallett Phillips in support of the same, and by Mr. William Pinkney Whyte, in opposition thereto.
	Ex parte: In the matter of Harriet A. Mead, Executrix of Samuel C. Mead, deceased. 9. Original — Petitioner.	Mr. Frank W. Hackett, of counsel for the petitioner,

asked and obtained leave of the Court to file a petition for a writ of mandamus, and submitted to the consideration of the Court a motion for a rule to show cause why said writ should not issue.

The Illinois Central Railroad Company vs. Samuel N. Turrill

112. Appellant

The Michigan Southern & Northern Indiana Railroad Company vs. Samuel N. Turrill

113. Appellant

Mr. [illegible] moved the court to enter the appearance of Laura B. Turrill, Administratrix of Samuel N. Turrill, deceased, as the appellee in these cases - Whereupon, It is ordered by the Court that Laura B. Turrill, Administratrix of Samuel N. Turrill, deceased, be, and

the is hereby, entered and made the party appellee in these cases.

	The Illinois Central R.R. Co.	On motion
112.	vs. Appellant	of Mr.
	Laura B. Turrill Adm'rix.	Charles M.
	and	Reed, of
	The Michigan Southern &	counsel for
	Northern Indiana R.R. Co.	the appellee,
113.	vs. Appellant	It is order-
	Laura B. Turrill Adm'rix.	ed by the
		Court

that these cases be passed when reached. subject to provisions of section 7, Rule 26.

	James C. Gray	Mr. J. Rubley Ash-
1188.	vs. Appellant	ton, of counsel for
	Alexander Easton	the appellee, having
		filed in open Court

the following certificate, to wit:

"In the Circuit Court of the United States in and for the Western District of Pennsylvania

James G. Gray, a citizen of the State of Ohio
vs.
Alexander Caskey, a citizen of the State of Pennsylvania
} No. 309 May Term 1882

In Equity.

I, H. D. Gamble, Clerk of the Circuit Court of the United States for the Western District of Pennsylvania, do hereby certify that at the May session of said Court for the year 1882 the above entitled cause came on to be heard on final hearing, and after full argument by counsel for the respective parties and consideration thereof by the Court, a decree was entered at the same session dismissing the bill therein at the costs of the complainant James G. Gray. And further, that at the following session of said Court, to wit: at the November session for the year 1882, commencing on the second Monday of November of that year, the said complainant presented to said Court his proper

bond and moved the said Court for the allowance of an appeal from the decree entered in said cause, to the Supreme Court of the United States, and the said Court approved said bond and allowed the appeal to said Supreme Court, as prayed, and so remains the record of said cause.

In testimony whereof witness my hand and the seal of
(Seal) said Court, this thirteenth day of October A.D. 1883, and in the one hundred and eighth day of the Independence of the United States.

N. D. Gamble, Clerk."

and having stated that the appellant had altogether failed to file the record of said cause in this Court, or in any way to prosecute said appeal, moved the Court, in pursuance of the 9th rule, to have said appeal docketed and dismissed. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that this appeal from

the Circuit Court of the United States for the Western District of Pennsylvania be, and the same is hereby, docketed and dismissed with costs; And that this cause be, and the same is hereby remanded to the said Circuit Court to be proceeded in according to law and justice.

per Mr Chief Justice Waite

The Cedar Rapids & Missouri River Railroad Co. et al. vs. Pltfs. in Error
139 Anderson Jewell

Mr. R. P. Dews of counsel for the plaintiff in error, suggested the death of Anderson Jewell, the defendant in error in this cause and moved the Court for leave to enter the appearance of Hannah Jewell, Dora Jewell and Zella Jewell heirs of Anderson Jewell, deceased, as the defendants in error in this cause. Whereupon, It is ordered by the Court that Hannah Jewell, Dora Jewell and Zella Jewell, heirs of

Anderson Purcell, deceased, as aforesaid, be, and they are hereby, entered and made the parties defendants in error in this cause.

	The United States to the use of Nathaniel Wilson, Adm'r. vs.	The argument of this cause was continued
87.	vs. Plff. in Error	by Mr. Walter
	David Walker.	D. Davidge, of

counsel for the defendant in error and concluded by Mr. H. S. Worthington of counsel for the plaintiff in error.

	William Bailey et al.	This cause
86.	vs. Appellants	was submitted
	The United States	to the consid-

eration of the Court on the record and printed arguments by Mr. Nathaniel Wilson and Mr. J. Hubley Ashton, of counsel for the appellants, and by Mr. Solicitor General Phillips, of counsel for the appellee.

The Dubuque & Sioux City Railroad Co. et al. vs. Plffs. in Error the Des Moines Valley Railroad Company.

No. 1. The argument of this cause was commenced by J. W. Charles C. Clark, of counsel for the plaintiffs in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock

Tuesday, October 30th 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford
Associate Justices.

John C. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. W. W. Warden it is ordered that Richard McAllister, Junior, Esquire, of Washington City, District of Columbia, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William M. Evarts it is ordered that Alfred Taylor and Frederick A. Parker, Esquires, of New York City, be admitted to practice as attorneys and counselors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph P. Hornor, it is ordered that J. Ward Gurley, Jr., Esquire, of New Orleans, State of Louisiana, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

The United States
vs. Appellant
C. S. Wilson

On motion of Mr. Assistant Attorney General Maury, of counsel for the appellant, leave is hereby granted to withdraw the transcript of record in this cause for the purpose of having it duly authenticated.

	The Dubuque & Sioux City Railroad Co. et al.	The argument of this cause
71.	vs. Pffs. in Error	was continued
	The Des Moines Valley	by Mr. C. C.
	Railroad Company	Nourse, of coun-
		sel for the

defendant in error, and concluded by Mr. Charles A. Clark, of counsel for the plaintiffs in error.

	Nathaniel Wilson	Ordered by the
	Adm'r. &c.	Court that this
88.	vs. Plff. in Error	cause be, and
	Josephine C. Arrick	the same is here-
	Adm'x. &c.	by, passed.

	Margaret Mulligan	Appeal from
89.	vs. Appellant	the Circuit Court
	Charles Lafitte and	of the United
	James Coyle	States for the
		District of

Louisiana.

This cause came on to be heard on the transcript of the record from the Circuit

Court of the United States for the District of Louisiana, and on the argument of counsel for the appellant on side. It is now here ordered, adjudged and decreed by this Court that the appeal be, and the same is hereby, dismissed with costs, & that the cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Eastern District of Louisiana.

per Mr. Chief Justice Waite.

William G. Williams et al. vs. Edwin D. Morgan Jr. et al. Executors &c. et al.

The argument of the cause was commenced

by Mr. J. Aubrey Hatton, of counsel for the appellants, and continued by Mr Edwin A. Campbell, of counsel for the appellees.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, October 31st 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present:

The Honorable Morrison R. Waite, Chief Justice.

Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford
} Associate Justices.

John G. Nicolay, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. A. S. Worthington, it is ordered that Mills Dean, Esquire, of Washington City, District of Columbia, be admitted to practice as an attorney and counselor of this Court and he was sworn accordingly.

Wednesday, October 21st 1863. continued

Nathaniel Wilson		Mr. Field [illegible]
Adm'r. &c.		of Counsel for
58.	vs. Plff. in Error	the defendant in
Josephine D. Irvine		Error. Read and
Adm'x. &c.		submitted to the
		consideration of

the Court a motion to dismiss the writ of error in this cause.

William Williams and		The cause
40.	vs. Appellants	was
Edwin D. Morgan as Exr.		submitted by
Executors &c., et al.		

Mr. John A. Campbell, Mr. John [illegible] Sons and Mr. George [illegible] Forrest of counsel for the appellants, and concluded by Mr. J. Hubley Ashton of counsel for the appellants.

Frederick Hopt		Mr. Assistant
1043.	vs. Plff. in Error	Attorney General
The People of the Terri-		Speed of
tory of Utah.		counsel for
		the defendants

in error, filed and submitted to the consideration of the Court a motion to advance the cause.

	The Railroad Bridge Co.	This cause
549.	vs. Pff. in Error	was submitted
	Thomas K. Hamilton	to the consider-
		ation of the

Court on the record and printed arguments by Mr. Richard Waite and Mr. C. J. Waite, of counsel for the plaintiff in error, and by Mr. G. C. Lee of counsel for the defendant in error.

	Wm. Jackson	These cases were
571.	vs. Plff. in Error	submitted to the
	John D. Roby et al.	consideration of
	and	the Court, pur-
	John D. Roby et al.	suant to the 20th
815.	vs. Plffs. in Error	rule, on the re-
	Wm. Jackson	cord and printed

arguments by Mr. John D. Pope, of counsel for Jackson and by Mr. Amos Stiles of counsel for Roby et al.

S. DeRosset Lamar
Executor &c.
882. vs. Appellant
Charles F. McKay

This cause was submitted to the Court on consideration of the record and printed arguments by Mr. Edward N. Dickerson, of counsel for the appellant, and by Mr. S. F. Norbert, Mr. Samuel Shellabarger and Mr. J. C. Wilson, of counsel for the appellee.

The New Orleans National Banking Association et al.
vs. Appellants
91. John J. Adams et al.

This cause was argued by Mr. William Grant, of counsel for the appellants and by Mr. Joseph P. Hornor of counsel for the appellees.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday, November 1st 1883

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford
Associate Justices

John G. Nicolay Esquire, Marshal
James S. McKenney Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. Samuel Shellabarger, it is ordered that S. F. Crawford, Esquire, of Topeka, State of Kansas, be admitted to practice as an attorney and counselor of this Court and he was sworn accordingly.

Thursday, November 1st 1855 continued

George D. Brown
Capt. Co. Regt. Vol. Engrs
Com'd Second Company.
Sup't
George D. Brown
1st Lieut. Engrs
Com'd Second Company.

Plans received from the Superintendent for the establishment and approved and sent by Brevet Joseph E. Norton Capt. received for the Co. Received in charge upon establishment.

C. A. Snyder
1st Lieut. Engrs
Mortar Platform
Gallipoli &c.

Plans received from the Superintendent for the Mortar Platforms of the Gallipoli Battery &c. for the approval of the Board

Per the Secretary read a communication from Mr. J. D. Brown and Mr. William Brown of Newcastle for the establishment and by the Secretary Attorney General Treasury of Counsel for the establishment.

	Edward R. Booth Jr. Adm. &c. of Edward R. Booth, deceased	This cause
185.	vs.	was submit-
	John M. Pierson	ted to the
		consideration
		of the Court
		on the record

and printed arguments by Mr. B. C. Cook for the Plaintiff in Error & by Mr. Thomas M. Cooley for the Defendant in Error

	Ex parte: In the matter of	On motion
	The State of Iowa	of Mr
3.	Original — Petitioner	Samuel
	Via	Shellabar-
	Ex parte: In the matter of	ger, as
	The State of Illinois	counsel
4.	Original — Petitioner	for the
	Vs	petitioners,

Ordered by the Court that each side be allowed four hours in the argument of these cases.

Ex parte: in the matter of
The State of Kansas
3. Original ... Petitioner
vs
Ex parte: in the matter of
The State of Illinois
4. Original ... Petitioner

continued by Mr. Albert H. Horton of
counsel for the petitioner

Proclamation being made the Court
is adjourned until 12 o'clock at which
hour

Friday, November 2nd 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
[illegible]
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford

Associate Justices

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. S. T. Farnsworth, it is ordered that Frank M. Clark, Esquire, of Plankinton, Dakota Territory, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

	A. U. Wyman, Treasurer of the United States	On motion of Mr. Assistant and Attorney General Phillips of counsel for
392.	vs. Plff. in Error	
	The United States Ex rel: E. S. Halstead, Admr. &c.	

the plaintiff in error, ordered by the Court that the order assigning the cause for argument at the foot of the call for the first Monday in November be, and the same is hereby, rescinded, and the cause is ordered to be placed on the call under the provisions of section 7, rule 24.

	David N. Moffatt Jr. et al.	On motion of Mr. Solicitor General Phillips of counsel for the
115.	vs. Appellants	
	The United States	
	and	
	David N. Moffatt Jr.	appellee.
116.	vs. Appellant	Ordered by
	The United States	the Court that these

cases be, and the same are hereby, passed.

Friday, November 2d 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Nathan Clifford
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford Associate Justices
John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. J. C. Townsend, it is ordered that Frank N. Clark, Esquire, of Plankinton, Dakota Territory, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

A. U. Wyman, Treasurer of the United States vs. Plff. in Error
892. The United States Ex rel. E. S. Halstead, Admr. &c.

On motion of Mr. Clerk and Attorney General Mr. Key of counsel for the plaintiff in error, ordered by the Court that the order assigning this cause for argument at the first of the call for the first Monday in November be, and the same is hereby, rescinded, and the cause is ordered to be placed on the call under the provisions of section 7. rule 24.

David H. Moffatt Jr. et al. vs. Appellants
115. The United States

David H. Moffatt Jr. vs. Appellant
116. The United States

On motion of Mr. Solicitor General Phillips of counsel for the appellee, Ordered by the Court that the

cases be, and the same are hereby, passed.

	Ex parte: In the matter of The State of Iowa	The argument of these cases was continued by Mr. Solicitor General Phillips, of counsel for the respondent and concluded by Mr. William M. Evarts, of counsel for the petitioners.
3.	Original — Petitioner	
	And	
	Ex parte: In the matter of The State of [illegible]	
11.	Original — Petitioner	

	Ex parte: In the matter of the State of Iowa	On motion of Mr. M.L. Houck leave is hereby granted him to file a brief in these cases on be-
3.	Original — Petitioner	
	On	
	Ex parte: In the matter of the State of Illinois	
11.	Original — Petitioner	
	On	

half of the State of Alabama.

17. Isaac A. Cunningham vs. The Macon & Brunswick Railroad Company et al. Appellant

The argument of this cause was commenced by Mr. A. H. Maguath, of counsel for the appellant, and continued by Mr. William Anderson, of counsel for the appellees.

Proclamation being made, the Court is adjourned until Monday next at twelve o'clock.

Monday, November 5th, 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford
Associate Justices

John F. Nicolay, Esquire, Marshal.
James H. McKenney, Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. George F. Edmunds, it is ordered that Francis G. Newlands, Esquire, of San Francisco, State of California, be admitted to practice as an attorney and counselor of this Court, and he was sworn accord-

On motion first made to the Court in this behalf by Mr. J. N. McTowa, it is ordered that Vera Cruz Esquire of Salt Lake City, Utah Territory, be admitted to practice as an attorney and counselor of this Court and he was sworn accordingly.

On motion first made to the Court on this behalf by Mr. G. R. Fort with it is ordered that Wm Rood Mills Esquire, of New Orleans, State of Louisiana, be admitted to practice as an attorney and counselor of this Court. and he was sworn accordingly.

The Good Intent Tow Boat
Company, W. H. McKellan,
subrogated to the rights of
The Ocean Tow Boat Company.
Stephen Flanagan, James
M. Flanagan and Edward
A. Yorke
64. vs. Appellants
The Atlantic Mutual

Insurance Company of New York; The British & Foreign Marine Insurance Company of Liverpool; The Standard Marine Insurance Company of Liverpool; The Factors & Traders Insurance Company of New Orleans, The New Orleans Insurance Association; The Insurance Company of North America; The Phoenix Insurance Company of Brooklyn & The Lancashire Westphalian Lloyds Marine Insurance Company.

Appeal from the Circuit Court of the United States for the District of Louisiana

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Louisiana and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit

Court in this cause be, and the same is hereby, affirmed with costs; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Eastern District of Louisiana.

Mr. Justice Blatchford

The Atlantic Mutual Insurance Company of New York; The British & Foreign Marine Insurance Company of Liverpool; The Standard Marine Insurance Company of Montreal; The Factors' Insurance Company of New Orleans; The New Orleans Insurance Association; The Insurance Company of North America; The Phoenix Insurance Company of Brooklyn &c. The Rhenish-Westphalian Lloyds Marine Insurance Company

vs. Appellants.

The Good Intent Tow Boat Company, W. H. McLellan, subrogated to the rights of the Ocean Tow Boat Company, Stephen Flanagan, James

Appeal from the Circuit Court of the United States for the Eastern District of Louisiana.

187

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Louisiana and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that this appeal be, and the same is hereby dismissed with costs; And that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Eastern District of Louisiana.

per Mr. Justice Blatchford.

78. The Double Pointed Sack Company vs. The Two Rivers Manufacturing Company. Appellant. Appeal from the Circuit Court of the United States for the Eastern District of Wisconsin.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern

District of Wisconsin and was argued by counsel. On consideration whereof It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with cost.

per Mr. Justice Blatchford.

The Manhattan Life Insurance Company vs. Pltf. in Error
93. John F. Broughton, as substituted trustee under the deed of Eleanora A. Ferguson

In Error to the Circuit Court of the United States for the Southern District of New York

This cause came on to be heard on the Transcript of the record from the Circuit Court of the United States for the Southern District of New York and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in

This cause be, and the same is hereby, affirmed with costs and interest until paid at the same rate per annum that similar judgments bear in the Courts of the State of New York.

per Mr. Justice Gray.

Chester A. Arthur Collector		In Error
of the Port of New York		to the
47. vs.	Plff. in Error	Circuit
Henry Pastor, John G.		Court of
Walkinshaw & Carl Voight		The United
		States for

the Southern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs and interest, until paid, at the

same rate per annum that similar judgments bear in the Courts of the State of New York.

per Mr. Justice Matthews.

Henry Neuman
vs. Plff. in Error
Charles H. Arthur, Collector
of the Port of New York

In error to the Circuit Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Matthews.

	The United States	Appeal from the
53.	vs. Appellant	Court of
	Joseph W. Fisher	Claims.

This cause came on to be heard on the transcript of the record from the Court of Claims and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause be, and the same is hereby, reversed; And that this cause be, and the same is hereby, remanded to the said Court of Claims with directions to dismiss the petition.

per Mr. Justice Woods.

	The United States	Appeal from the
850.	vs. Appellant	Court of Claims.
	Charles Mitchell	

This cause came on to be heard on the transcript of the record from the Court of Claims and was argued

by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause be and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Court of Claims with directions to dismiss the petition.

per Mr. Justice Woods.

Charles E. Hovey Jr.	Appeal from
William P. Dole	the Supreme
23 vs. Appellants	Court of the
Augustine K. McDonald	District of
and William White	Columbia

This cause came on to be heard on the transcript of the record from the Supreme Court of the District of Columbia and was argued by counsel. On consideration whereof, it is now here ordered, adjudged and decreed by this Court that the decree of the said Supreme Court in this

cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Bradley.

	Annis Davis	In error to the
36.	vs. Pff. in Error	Circuit Court
	The Trustees of Brown	of the United
	Township, Delaware	States for the
	County, Ohio	Northern District
		of Ohio.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Ohio and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Miller

(Mr. Justice Matthews did not sit in this case)

Monday December 6th 1897 continued

On motion: On the motion of the Commissioner of Appointments

Original

Petitioner

On motion rules of the petition for a writ of prohibition

in this case and of the argument of counsel thereon had as well on the part of the appellant the time of which was fixed by the Court that petition be and the same is hereby denied for the want of jurisdiction.

The Indiana Southern Railway Company

vs.

The Louisville Louisville & Nashville Railroad Company

Appeal from the Circuit Court of the U. States for the District of Indiana.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Indiana, and was argued by counsel. On consideration whereof,

It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause, be, and the same is hereby, affirmed with costs.

per Mr. Chief Justice Waite.

William H. Guion		Appeal from the
116.	vs. Appellant	Circuit Court
The Liverpool, London		of the United
& Globe Insurance		States for the
Company.		District of
		Indiana.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Indiana and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that this appeal be, and the same is hereby, dismissed for the want of jurisdiction.

per Mr. Chief Justice Waite.

Garrett B. Hunt
Secretary
vs. Affidavit
Daniel B. Olive

Motion of the respondent for the dismissal of the writ of certiorari issued in the above cause by the Supreme Court of the State of Michigan, and to quash the writ of certiorari issued to the Supreme Court of the United States for the Eastern District of Michigan, commanding and requiring the Justices of said Court to desist from enforcing the writ of certiorari allowed by said Court to bring up the record and proceedings had in the Circuit Court for the County of Wayne, and also to set aside the service of the writ of certiorari upon the said Daniel B. Olive, and to quash the writ of certiorari and all things

which have been done therein, and to vacate, annul and set aside the order of April 19th 1883, so far as the same affects said section twelve or any part thereof, and also so far as the same affects the said Garrett B. Hunt.

Per Mr. Chief Justice Waite.

E. N. Evans
Pltf. in Error
vs.
Samuel Brown

Ordered by the Court that leave be, and the same is hereby, granted to amend the writ of error in this cause by inserting therein the proper return day.

Per Mr. Chief Justice Waite.

E. N. Evans
Pltf. in Error
vs.
Samuel Brown

In Error to the Circuit Court of the United States for the District of Nevada.

This cause came on to be heard on the transcript of the record from the

Circuit Court of the United States for the District of Kansas, and on motion to dismiss or affirm the judgment, which was argued by counsel. On consideration whereof, it is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby affirmed with costs.

per Mr. Chief Justice Waite.

The Merchants Loan Company et al. vs. Arthur B. Meeker, et al. (118.) Appellants

On consideration of the motion to dismiss on the ground that of the argument of counsel thereupon had, as well in support of as against the same. It is ordered by the Court that said motion be and the same is hereby denied.

per Mr. Chief Justice Waite

Ex parte: In the matter of The Winthrop Iron Company, et al.
6. Original — Petitioner

Ordered by the Court that the petition for a writ of mandamus in this case be and the same is hereby, dismissed pursuant to a stipulation by the parties filed in case No. 1113. The Winthrop Iron Company, et al., Appellants vs. Arthur B. Markel et al

per Mr. Chief Justice Waite.

Frederick Motz
vs. Plff. in Error
1043. The People of the Territory of Utah

On consideration of the motion to advance this cause. It is ordered that said motion be, and the same is hereby granted and the cause assigned for argument next after No. 9 on the first day in January, 1884 that the Court is in session.

50. S. G. Chaffin & Company vs. Pipe in Error
The Commonwealth Insurance Company
Ordered by the Court that the writ of Error issued in this case be and the same is hereby dismissed at the cost of the plaintiff in Error.

51. S. G. Chaffin & Company vs. Pipe in Error
The Western Assurance Co. &c
Ordered by the Court that the writ of Error issued in this case be and the same is hereby dismissed at the cost of the plaintiff in Error.

52. S. G. Chaffin & Company vs. Pipe in Error
The Franklin Insurance Co
Ordered by the Court that the writ of Error issued in this case be and the same is hereby dismissed at the cost of the plaintiff in Error.

At any time on or before the third Monday in December next on the question whether the Circuit Court has jurisdiction in this cause.

per Mr. Chief Justice Waite.

101. James E. Phillips vs. Appellant
Antonio Phillips et al.
On motion of the motion to dismiss on the part of the appellant and of the argument of counsel thereupon had, as well in support of as against the same, It is ordered by the

Court that said motion be, and the same is hereby denied.

per Mr. Chief Justice Waite.

Appointment of Reporter.

Ordered by the Court that the following letter, order and oaths of office be entered upon the minutes of the Court.

Washington, D. C. 8 October 1883.

Sir.

I have the honor to tender my resignation of the Office of Reporter of the decisions of the Court, to take effect upon the publication of Volume 104, U. S.

I am, Sir,

Very respectfully

Your obedient Servant

W. T. Otto.

The Honorable

The Chief Justice.

Order.

Mr. William T. Otto having resigned the

office of Reporter of the decisions of the Court. Wm. T. G. Bancroft Davis is appointed in his place. Mr. Davis is charged with the duty of reporting the decisions of the present term from the beginning, and those of the last term not included in the volumes already published by Mr. Otto.

I, W. T. G. Bancroft Davis, do solemnly swear that I will faithfully and impartially discharge and perform all the duties of the office of Reporter of the Supreme Court of the United States according to the best of my abilities and understanding, and that I will support the Constitution of the United States - So help me God.

W. T. G. Bancroft Davis

Subscribed and sworn to in open Court this fifth day of November, A. D. 1883.

James H. McKenney

Clerk of the Supreme Court of the United States.

Bancroft Davis do solemnly swear that I have never voluntarily borne arms against the United States since I have been a citizen thereof; that I have voluntarily given no aid, countenance, counsel or encouragement to persons engaged in armed hostility thereto; that I have neither sought nor accepted nor attempted to exercise the functions of any office whatever under any authority or pretended authority in hostility to the United States; that I have not yielded a voluntary support to any pretended government, authority, power or constitution within the United States, hostile or inimical thereto. And I do further swear that to the best of my knowledge and ability I will support and defend the Constitution of the United States against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge

Monday November 2nd 1829 continued

[illegible]

[illegible]

subscribed and sworn to
before me this 2nd day of
November A.D. 1829.

[illegible]

The Southwestern Railroad Company vs. Pltf. in Error
The State of Georgia
Wm. Gaines Anderson, Jr. counsel for the defendant in error, having presented in open Court a certificate from the Clerk of the Supreme Court of the State of Georgia moved the Court to docket and dismiss this cause, pursuant to the 4th rule. Whereupon the Court, not being now here sufficiently advised of and concerning what order to render in the premises, took time to consider.

17. George A. Cunningham vs. Appellant
Mason & Brunswick Railroad Company, et al. The argument of this cause was continued by Mr. Wolfe for the appellees, and Mr. Joseph H. Choate of counsel for the appellees, and concluded by Mr. C. G. Magrath, of counsel for the appellant.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday November 6th 1855.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Nicholas Emery Chief Justice

Samuel Fessenden

Stephen J. Field

Joseph G. Cowing

John D. Deering Esquire Clerk

William E. Pierce Marshal

Stanley Pratten

Reporter

Daniel Goodenow

John L. Stanley Esquire Counsel

Lemuel D. Jameson Esquire

Proclamation being made the Court is opened.

On motion from counsel in the Court on his behalf by Mr William Emery Brown it is ordered that Henry C. Peaves Esquire of Portland State of Maine be admitted to practice as an attorney and counselor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Joseph H. Choate it is ordered that Herbert E. Dickson, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

100 | [illegible] et al. vs. Plffs. in Error The Iron Silver Mining Company. | This cause was submitted to the consideration of the Court pursuant to the 20th rule, on the record and printed arguments by Mr. F. M. Patterson, of counsel for the plaintiffs in error, and by Mr. E. C. Eames and Mr. Ashley Pond, of counsel for the defendant in error.

99 | A. B. Miller vs. The Mayor &c. of the City of New York et al. | (Substituted for No 96) This cause was argued by Mr. William Henry Arnoux of counsel for the appellant, and by Mr. Joseph H. Choate of counsel for the appellees.

The Delaware Lackawanna
and Western Railroad Co.
vs. Pltf. in Error
John D. Cook

In Error
to the Circ.
Court of the United
States for
the District of New Jersey.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of New Jersey and on the Statement of counsel for the Plaintiff in Error on file. Thereupon due consideration whereof the Court find the error in the record to exist & the same is ordered accordingly with costs.

Per Mr. Chief Justice Taney.

100. Max Scholl
vs. Appellant
Joseph L. Hudson,
Assignee &c. et al.

and

101. Joseph P. Farrow et al.
Appellants
vs.
Joseph L. Hudson,
Assignee &c. et al.

The argument of these cases was commenced by Mr. Hon M Dickinson counsel for the appellants

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, November 7th 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford
John K. Hinckley, Esquire, Marshal
James H. McKenney, Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. George F. Edmunds it is ordered that Alfred Dwight Foster, Esquire, of Boston, State of Massachusetts, be admitted to practice as an attorney and counselor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. R. P. Lowe it is ordered that John F. Hoard, Esquire, of Sedalia, State of Missouri, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William A. McKenney, it is ordered that John W. Leggett, Esquire, of Cortland, State of New York, be admitted to practice as an attorney and counselor of this Court and he was sworn accordingly.

1121. The County of San Mateo vs. Plff. in Error The Southern Pacific R.R. Co.

And

1200. The County of Santa Clara vs. Plff. in Error The Southern Pacific R.R. Co.

Mr. A. L. Rhodes, of counsel for the plaintiffs in error, filed and submitted to the consideration of the Court a motion to advance these causes.

Wednesday November 9th 1853 continued

99. In the Supreme Court
Trustees Office for
Common Pleas
vs. City of Troy
& C. Municipal Corporation

Submitted
Plaintiffs
Counsel
Defendant by
Counsel Not
Not ready to
proceed when reached on account of the
absence of Counsel.

100. Alva Gilbert
vs. Gilbertant
Joseph C. Burton.
Citation &c.
and
Joseph C. Burton et al.

Be appointed
of Plaintiffs
was continued
for the Plaintiffs
Existence of
counsel for

101. vs. Defendants
Joseph C. Burton.
Citation &c. et al.

Be adjourned
over by the
Court to the
same day to C.

Cogswell, of counsel for the defendants.
and consented by the Court to that
order of Counsel for the defendants.

No. 96 The Inhabitants of the Township of Bernards, N.J. vs. Appellants George N. Stebbens, Executor &c. and The Inhabitants of the Township of Bernards, N.J. vs. Appellants Thomas N. Morrison et al.

The argument of these causes was commenced by Mr. Wheat & Blair of counsel for the appellants and continued by Mr. N. C. Pitney, of counsel for the appellees in No. 96.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday November 3rd 1853.

Pursuant to adjournment the
Court met Present at the Capitol.

Present

The Honorable Norman C. Munn Chief Justice.
Samuel E. Miller
Stephen J. Field
Joseph C. Hawley
John W. Norton Admitted
William B. Wood Justices
Stanley Matthews
Horace Gray Jun
Samuel Blatchford

John L. Pressley Esquire Marshal.
James H. McKinney Clerk

Proclamation being made the Court is
opened.

The Inhabitants of the
Township of Bernards N. J.
vs. Appellants
George T. Bedford.
Executor &c. Use

The argument
of counsel in
this cause
was resumed
and by the
H. Co. Pitney.

	The Inhabitants of the Township of Bernards, N.J.	of counsel for the appellee in
97.	vs. Appellants	No. 96, and Mr.
	Thomas N. Morrison et al.	Cortlandt Parker, of counsel

for the appellees in No. 97, and concluded by Mr. Thomas N. McCarter, of counsel for the appellants.

	Patrick G. Moath	This cause
102.	vs. Pff. in Error	was argued
	The Board of Mississippi	by Mr. James
	Levee Commissioners	Lowndes, of
		counsel for

the defendant in error, and submitted on printed arguments by Mr. C. P. Walker, of counsel for the plaintiff in error.

	Moses Feibelman,	This cause was
	Adams, etc.	argued by Mr.
103.	vs. Pff. in Error	J. R. Beckwith, of
	S. B. Packard, U.S.	counsel for the
	Marshal, et al.	defendants in
		error and sub.

mitted on printed argument by Mr.

Thursday December 8th 1853 continued.

[illegible]

[illegible]

P.S. [illegible]

[illegible]

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock

Friday, November 9th 1883.

Pursuant to adjournment the Court met to day at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice.
Samuel F. Miller
Joseph P. Bradley
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford.
Associate Justices.

John G. Nicolay, Esquire, Marshal
James M. McKenney, Clerk.

Proclamation being made the Court is opened.

1221 The County of San Mateo. vs. Plff. in Error The Southern Pacific R.R. Co. and

1200. The Supervisors of Santa Clara vs. Plff. in Error The Southern Pacific R.R. Co.

Mr. S. W. Sanderson, of counsel for the defendants in error, filed and submitted to the consideration of the Court a printed

argument in opposition to the motion to dismiss the cause.

The Louisville & Nashville Railroad Company vs. Eff. on Circ Marcus Cohen Sullivan et.

The cause was argued by Mr. John T. Brahan of counsel for the plaintiff in error, and by Mr. E. C. Perry of counsel for the defendant in error, and submitted by Mr. John T. Brahan, of counsel for the plaintiff in error.

Stephen Cox Plaintiff in Error vs. Appellants Jefferson Davis

The argument in the cause was commenced by Mr. William Peet Miller, of counsel for the appellants.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Monday, November 13th 1882.

The Court met pursuant to adjournment on Saturday last.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford.

John F. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. A. H. Garland, it is ordered that John Goode, Esquire, of Norfolk, State of Virginia, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

Monday, November 23rd 1863, continued

On motion ordered to the Court on Motion by Wm. L. Marshall it is ordered that Lindley M. Moore Esqr. of Fort Wayne, State of Indiana, be admitted to practice as an attorney and counselor of this Court and do take such oath accordingly.

On motion ordered to the Court on Motion by Wm. Lorenzo Crandall it is ordered that Robert E. Lee Esqr. of Washington City, District of Columbia, be admitted to practice as an attorney and counselor of this Court, and do take such oath accordingly.

Ex.

Michael Reese
vs. Off in Error
Alfred M. Clark
Collector of Internal
Revenue.

In Error to
the Circuit
Court of the
United States
for the South
ern District
of New York

Monday November 12th 1883 continued.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to enter an judgment for the plaintiff in error to recover from the defendant in error the sum of $ with interest, according to the law of the State of New York, on the several sums named in Schedule A. to the bill of exceptions, from the several dates named therein, with costs.

Per Mr. Justice Blatchford.

Charles A. Snyder, Appellant vs. Morris Marks, Collector of Internal Revenue for the District of Louisiana. Appeal from the Circuit Court of the United States for the District of Louisiana.

Opn.

Monday, December 21st 1885 continued.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Louisiana and was argued by counsel. On consideration whereof, it is now here ordered adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be and the same is hereby affirmed with costs, & that this cause be and it is hereby remanded to the Circuit Court of the United States for the Eastern District of Louisiana.

per Mr. Justice Matthews.

George A. Evans
vs. Appeal from
Wallace A. Brooks, Circuit Court
Executor of Eliza of the United
A. Quitman, deceased. States for the
District of
Louisiana.

This cause came on to be heard on the transcript of the record from the

Circuit Court of the United States for the District of Louisiana, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Eastern District of Louisiana, with directions that the judgment in said cause be arrested.

per Mr. Justice Gray.

George D. Cragin		Appeal from
93. vs.	Appellant	the Circuit
William S. Lovell		Court of the
Exector of Eliza A.		United States
Lattimore, deceased		for the Dis-
		trict of Louis-
		iana.

This cause came on to be heard on the transcript of the record from

the Circuit Court of the United States for the District of Louisiana and was argued by counsel. On consideration whereof, it is now ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs. And that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Eastern District of Louisiana per Mr. Justice Gray.

The United States vs. Appellant
57½ Francis A. Gibbons Jr. Appeal from the Court of Claims.

This cause came on to be heard on the transcript of the record from the Court of Claims and was argued by counsel. On consideration whereof. It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this

cause be, and the same is hereby, affirmed.

per Mr. Justice Matthews.

Edward R. Booth Jr., Mattie Stephen, Fayette Booth, Lincoln Booth, Libbie Booth and Chloe Booth, heirs at law of Edward T. Booth, deceased vs. Pff's. in Error John M. Tiernan — In Error to the Circuit Court of the United States for the Northern District of Illinois.

U.S.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Matthews.

The New Orleans National Banking Association, Plff. in Error, vs. Anna Eveleen Seymour, et al. Defts. in Error.

Appeal from the Circuit Court of the United States for the Eastern District of Louisiana.

vs. Stillwell & John L. Adams, Jay T. Adams & Reynaud et al.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Louisiana and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs: And that this cause be and the same is hereby, remanded to the Circuit Court of the United States for the Eastern District of Louisiana.

per Mr. Justice Woods.

	Solomon L. Matthews	In Error to
58.	vs. Pff. in Error.	the Supreme
	Thaddeus Densmore,	Court of the
	Elisha P. Grow and	State of
	DeWitt Grow	Michigan.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Michigan and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Supreme Court with instructions for further proceedings to be had therein in conformity to the opinion of this Court.

per Mr. Justice Miller.

96 The Board of Liquidation of the City Debt vs. The Louisville & Nashville Railroad Company and The New Orleans, Mobile and Texas Railroad Company, Appellants

Appeal from the Circuit Court of the United States for the Eastern District of Louisiana.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Louisiana and was argued by counsel. On consideration whereof, it is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Chief Justice Waite.

97 The City of New Orleans vs. The New Orleans, Mobile & Texas Railroad Company, Appellant

On consideration of the motion of the Board

of Liquidation of the City Debt for leave to prosecute this appeal in the name of the City of New Orleans and of the argument of counsel thereupon had, as well in support of as against the same, It is ordered by the Court that said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Waite.

The City of New Orleans vs. The New Orleans, Mobile & Texas Railroad Company — Appellant — Appeal from the Circuit Court of the United States for the District of Louisiana.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Louisiana, and on the stipulation of counsel on file and motion of counsel for the appellee, It is now here ordered, adjudged and decreed by this Court that this appeal

be, and the same is hereby, dismissed with costs; And that this cause be and the same is hereby, remanded to the Circuit Court of the United States for the Eastern District of Louisiana.

per Mr. Chief Justice Waite

The County Court of Knox County & the Justices thereof vs. Plffs. in Error
The United States Ex rel: George W. Marshman

In Error to the Circuit Court of the United States for the Eastern District of Missouri.

It.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Missouri and was argued by counsel. On consideration whereof it is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Chief Justice Waite.

	The County Court	In Error to
	of Knox County	the Circuit
	Missouri & the Judges	Court of the
	thereof	United States
80.	vs. Plffs. in Error	for the Eastern
	The United States Exrel:	District of
	Samuel C. Davis	Missouri.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Missouri and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Chief Justice Waite.

	The County Court of Knox	In Error to
	County & the Judges thereof	the Circuit
81.	vs. Plffs. in Error	Court of the
	The United States Exrel:	United States
	The Wells & French Company	for the

Eastern District of Missouri.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Missouri and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

Ver Mr. Chief Justice Waite.

Macon County Court and the Justices thereof
vs. In Error to the Circuit Court of the United States for the Western District of Missouri.
Alfred Huidekoper relator.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Missouri.

and was argued by counsel. On consideration whereof, it is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause &c. and the same is hereby affirmed with costs.

per Mr. Chief Justice Waite.

199. Henry McGonigle, as Treasurer of Knox County, Missouri vs. The United States, Ex rel: Samuel C. Davis — Pltf. in Error

The death of Henry McGonigle Treasurer of Knox County, Missouri,

the plaintiff in error in this cause, and the appointment of Thomas C. Baker as his successor in said office having been suggested. It is ordered by the Court that said Thomas C. Baker as Treasurer of Knox County, Missouri, &c. and he is hereby made the party plaintiff in error in this cause in place of said Henry McGonigle, deceased as aforesaid.

199

Thomas C. Baker.
Treasurer of Knox County
Missouri
vs. Plff. in Error
The United States Ex rel:
Samuel C. Davis

In Error
to the Cir-
cuit Court
of the United
States for
the East-
ern Dis-
trict of Missouri

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Missouri, and was argued by counsel. On consideration whereof, it is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause &c, and the same is hereby affirmed with costs.

per Mr. Chief Justice Waite

	Mary Bond & James Bond	In Error to
31.	vs. Pl's. in Error	the Circuit
	The County of Phillips,	Court of the
	State of Arkansas.	United States
		for the East-

ern District of Arkansas.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Arkansas and was argued by counsel. On consideration whereof it is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Chief Justice Waite.

	The Town of Berlin	In Error to
77.	vs. Pl'ff. in Error	the Circuit
	John G. McCullough,	Court of the
	Administrator of Trenor	United States
	W. Park, deceased.	for the North-

ern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of New York and was argued by counsel. On consideration whereof, the Court being equally divided in opinion, it is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs and interest, until paid, at the same rate per annum that similar judgments bear in the Courts of the State of New York.

130. The Alabama Gold Life Insurance Company vs. Plff. in Error Mary Alice Nichols in her own behalf and as guardian of her minor children W. Ely Nichols, & Kelly Nichols, Thomas P. Nichols

In Error to the Circuit Court of the United States

for the Eastern District of Texas.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Texas, and on the motion to dismiss, which was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

per Mr. Chief Justice Waite.

214. William Ward 2nd & Thomas F. Ward vs. George W. Berlin, Appellants

Appeal from the Circuit Court of the United States for the Western District of Virginia.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States

for the Western District of Virginia and on the motion to dismiss which was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

Ex parte: in the matter of Harriet A. Mead, Exec-utrix of James B. Mead, deceased

Original — Petitioner

On consideration of the motion for a rule to show cause why a writ of mandamus should not issue in this case and of the argument of counsel thereupon had in support of the same, It is ordered by the Court that said motion be, and the same is hereby, denied; And that the petition be, and the same is hereby, dismissed.

per Mr. Chief Justice Waite.

Nathaniel Wilson,
Claim't. &c.
vs. Pffs. in Error
Josephine C. Arrick,
Claim't. &c.

On consideration of the motion to dismiss the writ of error in this cause. It is ordered by the Court that the writ of error be dismissed unless the plaintiff in error cause a new citation, returnable on the first Monday in December next, to be issued and served before that date.

Per Mr. Chief Justice Waite.

The State ex rel:
Folsom Brothers
vs. Pffs. in Error
The Mayor &c of the
City of New Orleans.

Mr. Wm. Read Miles, in behalf of Mr. Robert Mott, of counsel for the plaintiffs in error, filed and submitted to the consideration of the Court a motion for leave to file an additional brief in this cause.

	The City of New Orleans	The motion
359	vs. Appellant	for an in-
	The United States Ex rel:	crease of
	Myra Clark Gaines	the amount
	and	of the Super
	The City of New Orleans	sedeas bond
160	vs. Plff. in Error	in these
	The United States Ex rel:	cases was
	Myra Clark Gaines	submitted

to the consideration of the Court on printed argument by Mr. Wm Grant Whitte, in support of the same and leave granted counsel to file printed argument in opposition thereto on or before December 21st next.

	J. N. Evans	On motion of
144	vs. Plff. in Error	Mr. C. H. Hill-
	Samuel Brown	yer, of counsel
		for the defend-

ant in error leave is hereby granted the Clerk to issue the Mandate in this cause.

1038. John A. Dushane et al. vs. Pltfs. in Error Joseph Benedict — The motion to dismiss in this cause was

submitted to the consideration of the Court on printed arguments by Mr. W. F. Mattingly, in support of the same, and by Mr. A. H. Clark, in opposition thereto.

1138. Augustine R. McDonald vs Appellant Charles E. Hovey, et al. — Mr. Skipwith Wilmer, of counsel for the appellant, submitted to the consideration of the Court motion to advance this cause.

1138. Augustine R. McDonald vs. Appellant Charles E. Hovey et al. — Mr. C. W. Mornor, of counsel for the appellees,

filed and submitted to the consideration of the Court a suggestion for a diminution of the record in this cause and a motion

Joseph Yane's use
Francis Roach
70. vs. Appellants
Henry Soffe

Mr. Fillmore
Beall, in behalf
of counsel, sug-
gested the death
of Francis Roach

one of the appellants in this cause and moved the Court for leave to enter the appearance of Joseph F. Mosher, Executor of Francis Roach, deceased as a party appellant in this cause. Whereupon, It is ordered by the Court that Joseph F. Mosher, Executor of Francis Roach, deceased, as aforesaid, be, and he is hereby, entered and made a party appellant in this cause

Joseph B. Holland
530. vs. Plff. in Error
James N. Chambers

Mr. Fillmore
Beall, in be-
half of coun-
sel for the

defendant in error, filed and submitted to the consideration of the Court motion to advance this cause pursuant to the 32° rule.

1044.	Stephen Percy Ellis et al. vs. Appellants Jefferson Davis	The argument of this cause was continued by Mr Calderon Carlisle and Mr. John D. McPherson, of counsel for the appellee, and concluded by Mr. William Read Mills, of counsel for the appellants.
288.	The Spring Valley Water Works vs. Plff. in Error Antone Schottler et al.	Ordered by the Court that this cause be, and the same is hereby, re-assigned for argument on Monday, November 19th at the head of the call or on the first day thereafter that Mr. Justice Field may be present.
105.	John F. Phillips vs. Plff. in Error The Southern Pacific Railroad Company and	Ordered by the Court that these cases be, and the same are hereby, passed

	James A. Orr	Is to be taken
106.	vs. Appellant	up after No.
	The Southern Pacific	207.
	Railroad Company	

	Frederika Wolff.	This cause was
	Executrix &c.	argued by Mr.
107.	vs. Appellant	Wm Stone Abell
	John Gerlach	of counsel for
		the appellant. &

by Mr. J. C. Richberg, of counsel for the appellee.

	Seth N. Kellogg	Mr. T. W. Bartley
108.	vs. Appellant	of counsel for th
	The United States	appellant, sub
		mitted to the

consideration of the Court a suggestion of a diminution of the record in this cause and a motion for a writ of certiorari.

	The American File Co. et al.	Ordered by
110.	vs. Appellants	the Court
	John W. Garrett et al	that these

111. William F. Sayles et al vs. Appellants John W. Garrett et al. cases be, and the same are hereby, passed, on account of sickness of counsel.

112. The Illinois Central R.R. Co. vs. Appellant Laura B. Turrill, Adm'x &c. and

113. The Michigan Southern and Northern Indiana R.R. Co. vs. Appellant Laura B. Turrill, Adm'x &c. Ordered by the Court that these cases be, and the same are hereby, passed, on account of sickness of counsel.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, December 3rd 1912.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Edward D. White Chief Justice

Samuel F. Miller

Joseph P. Bradley

John M. Harlan Associate

William B. Woods Justices

Stanley Matthews

Horace Gray and

Samuel Blatchford

John F. Nicolay, Esquire, Marshal.

James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Jeremiah M. Wilson it is ordered that John C. Shea and E. Molyneaux Newsth, Esquires, of Washington City, District of Columbia, be admitted to practice as attorneys and counselors of this Court, and they were sworn accordingly.

	F. J. Frelinghuysen Secretary of State	On motion of Mr. Phillips
891.	vs. Plff. in Error	Phillips, of
	The United States ex rel: John F. Key	counsel, It is
	and	ordered that
	The United States ex rel:	these cases be,
	The La Abra Silver	and the same
	Mining Company	are hereby
995.	vs. Plff. in Error	assigned
	F. J. Frelinghuysen,	for argument
	Secretary of State.	after Nos. 105
		and 106.
	Joseph Hurtado	Mr. A. L.
120.	vs. Plff. in Error	Rhodes in be-
	The People of the State	half of Mr.
	of California	A. L. Hart, of
		counsel for the

plaintiff in error, filed and submitted to the consideration of the Court motion to advance this cause.

	Seth H. Kellogg	On consideration
108.	vs. Appellant	of the motion for
	The United States	a writ of certio-

rari in this cause. It is ordered by the Court that said motion be, and the same is hereby, denied.

per Mr Chief Justice Waite.

"78. Belle M. Smoot Ex'x Edward James Smoot, her husband vs. The Kentucky Central Railroad Company. Pltffs. in Error

In Error to the Circuit Court of the United States for the District of Kentucky.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Kentucky, and on the motion of Mr. J. M. Wilson, in behalf of counsel for the plaintiffs in error, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

per Mr. Chief Justice Waite.

	Ex parte: In the matter of George A. Von Lingen and William G. Atkinson	The motion for a rule to show
10.	Original — Petitioners	cause why a writ of

prohibition should not issue in this case was submitted to the consideration of the Court on a printed argument by Mr. John A. Thomas, in support of the same.

	Ex parte: In the matter of George A. Von Lingen and William G. Atkinson	The motion for a rule to show
11.	Original — Petitioners	cause why a writ of

prohibition should not issue in this case was submitted to the consideration of the Court on a printed argument by Mr. John A. Thomas in support of the same.

	Seth H. Stellogg	Appeal from the
108.	vs. Appellant	Court of Claims.
	The United States	

This cause came on to be heard on the transcript of the record from the Court of Claims, and the appellant having been three times solemnly called by the Marshal to come into Court and prosecute his appeal, and failing to appear, It is thereupon, in pursuance of the 16th rule of this Court and on the motion of Mr. Assistant Attorney General Maury, of counsel for the appellee, now here ordered and adjudged by this Court that this cause be, and the same is hereby, dismissed; And that this cause be, and the same is hereby, remanded to the said Court of Claims to be proceeded in according to law and justice.

per Mr. Chief Justice Waite.

109. Arthur W. Sweeny vs. The United States — Appellant

This cause was submitted to the consideration of the Court on the record and printed argument by Mr. J. W. Bartley, of counsel for the

appellant, and leave granted counsel for the appellee to file brief within ten days from date and further time for counsel for appellant to file a brief in reply if he so desires.

1114. Edward L. Rowes vs. The United States — Appellant — This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. James Coleman, of counsel for the appellant and by Mr. Assistant Attorney General Mawry, of counsel for the appellee.

1115. James A. Whalen vs. Philip H. Sheridan — Pltf. in Error — In Error to the Circuit Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the

Southern District of New York, and the plaintiff in error having been three times solemnly called by the Marshal to come into Court and prosecute his writ of error and failing to appear. It is therefore, in pursuance of the 16th rule of this Court and on the motion of the Attorney General Maury, of counsel for the defendant in error, now here ordered and adjudged by this Court that this cause be, and the same is hereby dismissed with costs: And that this cause be, and the same is hereby remanded to the said Circuit Court to be proceeded in according to law and justice.

per Mr. Chief Justice Wash.

118. James M'Charlotte Bendey vs. Amos Townsend et al. Appellants

This cause was argued by Mr. C. J. Walker of counsel for the appellants and by Mr. Walter H. Smith of counsel for the ap-

119.	The New England Mutual Life Insurance Company vs. Plff. in Error S. E. Woodsworth, Adm'r. &c.	Ordered by the Court that this cause be, and

the same is hereby, passed on account of sickness of counsel.

120.	Mrs. E. C. McCulloch, widow, et al. vs. Appellants The New Orleans Gas Light Co. et al.	This cause was submitted to the consideration of the Court on the record

and a printed argument by Mr. J. R. Ewing, of counsel for the appellees. No counsel appearing for the appellants.

121.	William Nash et al vs. Plff in Error Adra C. Conn and	These cases were argued by Mr. E. A. Perry, of counsel for

122. J. J. Adams et al. vs. Plffs. in Error / Adna C. Conn — the plaintiffs in error, and by Mr. [illegible] Woods, of counsel for the defendant in error.

Proclamation being made, the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, November 14th 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Joseph P. Bradley
John M. Harlan Associate
William B. Ward Justices.
Stanley Matthews
Horace Gray and
Samuel Blatchford

John C. Nicolay, Esquire, Marshal
James M. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Walter H. Smith it is ordered that E. U. Holcomb, Esquire, of Washington City, District of Columbia, be admitted to practice as an attorney and counselor of this Court and he was sworn accordingly.

James Crawford & W. A. Harrington, copartners, doing business under the firm name of Crawford & Harrington, & George A. Meigs vs. Plffs. in Error Granville O. Haller

208.

Mr. John H. Mitchell, of counsel for the defendant in error.

Having filed in open Court the following certificate, to wit:

"In the Supreme Court of Washington Territory.

Territory of Washington } ss.
County of Thurston }

I, [illegible] Allen, Clerk of the Supreme Court of the Territory of Washington, hereby certify that at the July A. D. 1883, term of the said Supreme Court of Washington Territory; there was tried and determined, upon a motion to dismiss a certain cause wherein James Crawford and W. A. Harrington, copartners doing business under the firm name of Crawford & Harrington, and George A. Meigs were plaintiffs in error.

and Granville O. Haller was defendant in error. That said writ was finally determined on the 24th day of July A. D. 1883, and judgment duly entered of record on said day dismissing said writ of error.

That at the time, in open Court, plaintiffs in error then and there excepted, and said exception was then and there allowed by the Court; and thereafter, at the same time, said plaintiffs in error sued out a writ of error to the Supreme Court of the United States; and said writ was then and there allowed, as now appears of record in my office at Olympia in said Territory.

In testimony whereof I have hereunto set my hand and affixed the seal of said Court this 31st day of October A. D. 1883.

(Seal)

R. G. O'Brien, Clerk."

and having stated that the plaintiffs in error had altogether failed to file

the record of said cause in this Court or in any way to prosecute said writ of error, moved the Court, in pursuance of the 9th rule, to have said writ of error docketed and dismissed. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause to the Supreme Court of the Territory of Washington be, and the same is hereby docketed and dismissed with costs; And that this cause be, and the same is hereby, remanded to the said Supreme Court to be proceeded in according to law and justice.

per Mr. Chief Justice Waite.

123. The Terre Haute & Indianapolis Railroad Company vs. Plff. in Error Isaac G. Stubbs

This cause was argued by Mr. John G. Williams of counsel for the plaintiff in error, and by Mr. Jeff. Chandler, of counsel for the defendant in error.

	The Perfection Window Cleaner Company	This cause was argued by Mr.
124.	vs. Appellant	John W. Mun-
	Daniel W. Bosley	day, of counsel for the appellant,

and submitted on printed argument by Mr. C. C. Bonney of counsel for the appellee.

	Lisa L. Warner et al.	This cause
125.	vs. Appellants	was argued
	The Connecticut Mutual Life Insurance Company	by Mr. John E. Miller, of counsel

for the appellants and by Mr. S. L. Isham, of counsel for the appellee.

	S. A. Fay & Company	The argument
126.	vs. Appellants	of this cause
	Cordesman Brothers	was commen-
		ced by Mr.

R. H. Parkinson, of counsel for the appellants.

The Southwestern Railroad Company vs. Plff. in Error
The State of Georgia

On consideration of the motion to docket and dismiss the cause, pursuant to the 9th rule, it is ordered by the Court that said motion be, and the same is hereby, denied, it appearing to the Court that the record has been filed and the cause docketed.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday, November 15th 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Joseph P. Bradley
John M. Harlan, Associate
William B. Woods, Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford

John F. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Joseph H. Bradley it is ordered by the Court that Andrew C. Duvall, Esquire, of Washington City, District of Columbia, be admitted to practice as an attorney and counselor of this Court and he was sworn accordingly.

The Memphis Gas Light Company vs. Pltf. in Error
126 The Taxing District of Shelby County, Tennessee.

This cause was submitted to the consideration of the Court, pursuant to the 20th rule, on the record and printed arguments by Mr. Henry Craft, Mr. George Gantt and Mr. Josiah Patterson, of counsel for the plaintiff in error, and by Mr. F. B. Heistell, of counsel for the defendant in error.

Joseph N. Gibson vs. Appellant
1210 Charles Bartles Jr.

Mr. Fillmore Beall, of counsel for the appellee, having filed in open Court the following certificate, to wit:

"Circuit Court of the United States
For the Western District of Wisconsin.

I, Frank M. Stewart, Clerk of the Circuit Court of the United States

for the Western District of Wisconsin, do hereby certify that in a certain cause pending in said Court, wherein Charles Bartles Jr. was complainant and Joseph N. Gibson was defendant, a final decree was rendered by said Circuit Court on the 28th day of May A. D. 1883, in favor of said Charles Bartles Jr. and against said Joseph N. Gibson. And that on the 30th day of July, A. D. 1883, said defendant prayed an appeal to the Supreme Court of the United States, which was duly allowed.

In testimony whereof I have unto subscribe my name and affix the seal of said Circuit Court at Madison this 10th day of November, A. D. 1883.

(Seal)

F. M. Stewart, Clerk."

and having stated that the appellant had altogether failed to file the record of said cause in this Court, or in any way to prosecute said appeal, moved the Court, in pursuance of the 9th rule to

have said appeal docketed and dismiss ed. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that this appeal from the Circuit Court of the United States for the Western District of Wisconsin be, and the same is hereby, docketed and dis. missed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court to be proceeded in according to law and justice.

per Mr. Chief Justice Waite

126. E. A. Fay & Company vs. Cordesman Brothers — Appellants

The argu ment of this cause was continued by Mr. R. N. Parkinson, of counsel for the appellants, and by Mr. E. E. Ward, of counsel for the appellees, and concluded by Mr. R. N. Parkinson, of counsel for the appellants.

127. W. J. Smith & F. Hurst vs. Plffs. in Error Malcolm McNeal et al.

The argument of this cause was commenced by Mr. Samuel Shellabarger, of counsel for the plaintiffs in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Friday. November 16th 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite Chief Justice
Samuel F. Miller
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford
Associate Justices

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

127. W. J. Smith & F. Hurst vs. Plffs. in Error Malcolm McNeal et al.

The argument of this cause was continued by Mr. Samuel Shellabarger, of counsel for the plaintiffs in error, and by Mr. Philip Phillips, of counsel for the defendants in error, and concluded by Mr.

Samuel Shellabarger, of Counsel for the plaintiffs in error.

128. Oakey Randall vs. Plff. in Error The Baltimore & Ohio Railroad Company.

This cause was argued by Mr. B. B. Downer, of counsel for the plaintiff in error and by Mr. John K. Cowen, of counsel for the defendant in error.

129. Virginia Young vs. Appellant J. B. Duvall & Wm F. Holtzman

The argument of this cause was commenced by Mr. Enoch Totten of counsel for the appellant.

Proclamation being made, the Court is adjourned until Monday next at twelve o'clock.

Monday. November 19th 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present.

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford
Associate Justices.

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. E. J. Phelps it is ordered that Kittredge Haskins, Esquire, of Brattleboro, State of Vermont, be admitted to practice as an attorney and counselor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William C. Carle it is ordered that Grant J. Forsyth Esquire of Chicago, State of Illinois, be admitted to practice as an attorney and counselor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. R. P. Lowe it is ordered that William L. Joy, Esquire, of Sioux City, J. B. Grinnell, Esquire, of Grinnell, and E. S. Bailey, Esquire of Clinton, State of Iowa, be admitted to practice as attorneys and counselors of this Court and they were sworn accordingly.

	F. DeRosset Lamar, Executor of Gazaway B. Lamar, deceased.	Appeal from the Circuit Court of the United States for the Southern District of New York
882.	vs. Appellant	
	Charles F. McCay.	

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be and the same is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to dismiss the bill of complaint with costs.

per Mr. Justice Blatchford.

Richard Anson 2nd
Ellis Wilzinski
48. vs. Plffs. in Error
Thomas Murphy,
Collector of the Port
of New York

In Error to
the Circuit
Court of the
United States
for the South-
ern District
of New York.

This cause came on to be heard on

the transcript of the record from the Circuit Court of the United States for the Northern District of New York and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the judgment of the said Circuit Court in this cause be and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to award a new Trial.

per Mr. Justice Matthews.

765. The Louisville & Nashville Railroad Company vs. Pfff. in Error. Manuel Palmes, Collector of Revenue for the State of Florida and for the County of Escambia, in and for Escambia County. In Error to the Supreme Court of the State of Florida.

This cause came on to be heard on the transcript of the record from the Supreme

Court of the State of Florida, and was argued by counsel. On consideration whereof It is now here ordered and adjudged by this Court that the decree of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Matthews.

87. The United States to the use of Nathaniel Wilson, Administrator &c. of Horatio Ames, deceased, vs. David Walker

Error to the Supreme Court of the District of Columbia

This cause came on to be heard on the transcript of the record from the Supreme Court of the District of Columbia, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said Supreme Court, in this cause be, and the same

is hereby, affirmed with costs.
per Mr. Justice Woods.

Patrick G. Meath
102. vs. Plff. in Error
The Board of Mississippi
Levee Commissioners

In Error to the Circuit Court of the United States for the Southern District of Mississippi.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Mississippi. and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.
per Mr. Justice Woods.

84. The Monongahela National Bank of Brownsville, Penna. vs. Plff. in Error Samuel N. Jacobus — In Error to the Circuit Court of the United States for the Western District of Pennsylvania.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Pennsylvania and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby affirmed with costs.

per Mr. Justice Harlan.

60. William R. Grace, Michael P. Grace and Charles R. Flint vs. Plffs. in Error The American Central Insurance Company of St. Louis — In Error to the Circuit Court of the

United States for the Eastern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of New York, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to set aside the judgment and for such further proceedings as may not be inconsistent with the opinion of this Court.

per Mr. Justice Harlan.

The State of Louisiana ex rel:
Folsom Brothers, a firm
composed of George Folsom
and Henry Folsom
34. vs. Plffs. in Error
The Mayor &c a Administrators
of the City of New Orleans.

In Error
to the Su-
preme Court
of the State
of Louisiana

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Louisiana, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Field.

Dissenting
Mr. Justice Harlan.

	William C. Walsh, Commissioner of the General Land Office of the State of Texas	Appeals from the Circuit Court of the United States for the Western District of Texas.
552.	vs. Appellant	
	William Preston	
	and	
	William Preston	
553.	vs. Appellant	
	William C. Walsh, Commissioner of the General Land Office of the State of Texas	

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Texas, on appeal and cross appeal, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to dismiss the

bill. Costs in this Court to be paid by William Preston.

per Mr. Justice Miller:
Dissenting
Mr. Justice Harlan.

	The Dubuque & Sioux City Railroad Company and The Iowa Homestead Company	In Error to the
71.	vs.	Supreme
		Court of
	The Des Moines Valley Railroad Company	the State of Iowa.
	Plffs. in Error	

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Iowa, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby affirmed with costs.

per Mr. Chief Justice Waite.

Joseph Hurtado
120. vs. Plff. in Error
The People of the State
of California.

On consideration
of the motion to
advance this cause.
It is ordered by
the Court that
said motion be, and the same is hereby,
granted.

per Mr. Chief Justice Waite.

Joseph B. Holland
530. vs. Plff. in Error
James H. Chambers

On consideration
of the motion to
advance this cause,
pursuant to the
32d rule, It is ordered by the Court that
said motion be, and the same is hereby,
granted.

per Mr. Chief Justice Waite.

The County of San Mateo
721. vs. Plff. in Error
The Southern Pacific R.R. Co.
and
The County of Santa Clara
1200. vs. Plff. in Error
The Southern Pacific R.R. Co.

On considera-
tion of the
motion to
advance
these cases,
It is order-
ed by the

Court that said motion be, and the same is hereby, denied.
per Mr. Chief Justice Waite.

Augustine R. McDonald
1138. vs. Appellant
Charles E. Hovey et al.

On consideration of the motion to advance this cause, It is ordered by the Court that said motion be, and the same is hereby, granted. per Mr. Chief Justice Waite.

Augustine R. McDonald
1138. vs. Appellant
Charles E. Hovey et al.

On consideration of the motion for a writ of certiorari in this cause, It is ordered by the Court that said motion be, and the same is hereby, granted.
per Mr. Chief Justice Waite.

John A. Dushane et al.
1038. vs. Plffs. in Error
Joseph Benedict

On consideration of the motion to dismiss in this cause and

of the argument of counsel thereupon had as well in support of as against the same, It is ordered by the Court that said motion be, and the same is hereby, denied.

per Mr. Chief Justice Waite.

The Central Iowa Railway Company
vs. Appellant
1216. G. B. Grinnell, Receiver.

Mr. S. U. White, of counsel for the appellee, having filed in open Court the following certificate, to wit:

"United States Circuit Court
Southern District of Iowa.

Charles Alexander, A. V. Lynde, E. B. Fogg, A. W. Spencer, Sophia W. Dana, Elijah Colburn, Joseph Wentworth & Nathaniel Holmes.
vs.
The Central Railroad Company of Iowa and Farmers Loan & Trust Company, of New York

No. 501 Equity Original Bill.

Farmers Loan & Trust Company, Trustee &c.
vs.

Substituted Bill.

Petition of J. B. Grinnell for additional compensation as Receiver.

Petition of J. B. Grinnell for instructions to Master as to his accounts as Receiver.

Petition of Central Iowa Railway Company to review accounts of Receiver.

I, Edward R. Mason, Clerk of said Court, do hereby certify that on the 22nd day of May, 1883, an appeal was prayed and allowed the Central Iowa Railway Company from a decree entered on the said 22nd day of May, 1883, in the matter of the Petition of J. B. Grinnell for instructions to Master as to his accounts as Receiver, and the Petition of the Central Iowa Railway Company to review accounts of J. B. Grinnell as Receiver.

I further certify that a Citation in the above matters was signed on the 5th day of July, 1883, and on the 9th day of July, 1883, an appeal bond was duly approved and filed therein.

In testimony whereof I

hereunto subscribe my name
(Seal) and affix the seal of said
Court at the City of Des
Moines in the said District
this 13th day of November A.D.
1883.

E. R. Mason
Clerk, U. S. Circuit Court South-
ern Dist. Iowa."

and having stated that the appellant had altogether failed to file the record of said cause in this Court, or in any way to prosecute said appeal, moved the Court, in pursuance of the 9th rule, to have said appeal docketed and dismissed. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that this appeal from the Circuit Court of the United States for the Southern District of Iowa be, and the same is hereby, docketed and dismissed with costs; and that this cause be and the same is hereby, remanded to the said Circuit Court to be proceeded in according to law and justice

189. Douglass Putnam et al. vs. The Township of Barnhill, Wayne County, Illinois — Appellants — Appeal from the Circuit Court of the United States for the Southern District of Illinois.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Illinois, and on the motion of Mr. J. M. Wilson, of counsel for the appellants. It is now here ordered, adjudged and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

per Mr. Chief Justice Waite.

770. A. Austin Smith vs. Samuel C. Greenhow — Plff. in Error — This cause was submitted to the consideration of the Court on the record and printed arguments, pursuant to the 32 rule, by Mr. William L. Royall, of counsel for the plaintiff

in error. No counsel appearing for the defendant in error.

Michael Reizer
116. vs. Plff. in Error
Alfred M. Wood, Collector &c.

On motion of Mr. Assistant Attorney General Maury, leave is hereby granted the Clerk to issue the Mandate in this cause.

Virginia Young
129. vs. Appellant
A. B. Duvall and
W. F. Holtzman

The argument of this cause was continued by Mr. Andrew B. Duvall and Mr. Joseph H. Bradley, of counsel for the appellees, and concluded by Mr. Enoch Totten, of counsel for the appellant.

Joel B. Harris
131. vs. Appellant
William A. Warder

Appeal from the Circuit Court of the United States for the Northern District of Illinois.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois, and on the authority of counsel for the appellant on file. It is now here ordered, adjudged and decreed by this Court that this appeal be, and the same is hereby dismissed with costs.

per Mr. Chief Justice Wait.

The Spring Valley Water Works
vs. Plff. in Error
Antone Schottler et al

248.

On motion of Mr. George F. Edmunds of counsel for the plaintiff in error, Ordered by the Court that one hour additional time be allowed each side in the argument of this cause and that three counsel be allowed to argue the same on behalf of the plaintiff in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, November 20th 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford

John F. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. A. L. Rhodes, it is ordered that John R. Glascock, Esquire, of Oakland, State of California, be admitted to practice as an attorney and counselor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William M. Evarts, it is ordered that Charles M. Tweed, Esquire, of New York City, be admitted to practice as an attorney and counselor of this Court and he was sworn accordingly.

F. J. Frelinghuysen, Secretary &c.
vs. Plff. in Error
The United States ex rel:
John J. Key
and
The United States ex rel:
The La Abra Silver Mining Company
vs. Plff. in Error
F. J. Frelinghuysen, Secretary &c.

291.

995.

On motion of Mr. Assistant Attorney General, Ordered by the Court that these cases be, and the same are hereby, re-assigned for argument on the 3d day of December next at the head of the call for that day.

	Seth N. Kellogg	Mr. T. W. Bartley of
108.	vs. Appellant	counsel for the appel-
	The United States	lant, filed and sub-

mitted to the consideration of the Court a professional statement and motion to restore this cause to the docket.

	Ex parte: In the matter	Mr. C. D. Barrett,
	of John Hilz,	of counsel for
	Petitioner.	the petitioner,

asked and obtained leave of the Court to file a petition for a writ of Certiorari.

	The Spring Valley Water Works	The argument
288.	vs. Plff. in Error	of this cause
	Antone Schottler et al.	was com-

menced by Mr. Charles N. Fox & continued by Mr. Francis J. Newlands, of counsel for the plaintiff in error, and by Mr. A. L. Rhodes, of counsel for the defendants in error.

Proclamation being made the Court is adjourned

Wednesday, November 21st 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford
Associate Justices

John L. Nicolay, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr A. L. Rhodes it is ordered that Barclay Henley, Esquire, of Santa Rosa, State of California, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

130½ Joseph Hurtado
vs. Plff. in Error
The People of the
State of California

On motion of Mr. A. L. Rhodes, Ordered by the Court that this cause be, and the same is hereby, assigned for argument at the foot of the call for the 15th day of January next.

288. The Spring Valley
Water Works
vs. Plff. in Error
Antone Schottler Jas.

The argument of this cause was continued by Mr. A. L. Rhodes of counsel for the defendants in error, and concluded by Mr. George F. Edmunds of counsel for the plaintiff in error.

105. John F. Phillips
vs. Plff. in Error
The Southern Pacific R. R. Co.
and
106. James N. Cox
vs. Plff. in Error
The Southern Pacific R. R. Co.

These cases were submitted to the consideration of the Court on the

records and printed arguments by Mr. S. W. Sanderson, of counsel for the defendant in error. No counsel appearing for the plaintiffs in error.

Jacob Estey et al. vs. Riley Burdett — Appellants

35. On motion of Mr. E. N. Dickerson, of counsel for the appellants, Ordered by the Court that each side be allowed five hours in the argument of this cause

Jacob Estey et al. vs. Riley Burdett — Appellants

36. The argument of this cause was commenced by Mr. E. N. Dickerson of counsel for the appellants.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday, November 22d, 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices.
Stanley Matthews
Horace Gray and
Samuel Blatchford

John G. Nicolay, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. William L. Royall, it is ordered that L. B. Witt, Esquire, of Richmond, State of Virginia, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

969. Thomas Poindexter vs. Plff. in Error Samuel C. Greenhow

971. William L. White vs. Plff. in Error Samuel C. Greenhow and Samuel S. Carter

972. vs. Plff. in Error Samuel C. Greenhow

These cases were submitted to the consideration of the Court, pursuant to the 20th rule, on the records and printed arguments by Mr. William L. Royall, of counsel for the plaintiffs in error, and by Mr. Samuel F. Witt, of counsel for the defendant in error.

35. Jacob Estey et al. Appellants vs. Riley Burdett

The argument of this cause was continued by Mr. E. N. Dickerson, of counsel for the appellants, and by Mr. George Harding, of counsel for the appellee.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Friday, November 23d 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford
Associate Justices.

John G. Nicolay, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. W. Hallett Phillips, it is ordered that George C. Squires, Esquire, of St. Paul, State of Minnesota, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

Jacob Estep et al. vs. Riley Burdett — Appellants

The argument of this cause was continued by Mr. Isaac Harding and Mr. E. J. Phelps, of counsel for the appellee, and concluded by Mr. William M. Evarts, of counsel for the appellants.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock M.

Monday, November 26th 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford.

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Nathaniel Wilson it is ordered that George H. Reid, Esquire, of New York City, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

Edward L. Noyes
vs Appellant
The United States

Appeal from the Court of Claims.

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said Court of Claims in this cause be, and the same is hereby, affirmed.

per Mr. Justice Blatchford.

The Inhabitants of the Township of Bernards, in the County of Somerset in the State of New Jersey
vs. Appellants
George N. Stebbins, Executor of Cyrus Curtis, deceased

Habeas from the Circuit Court of the United States for the District of New Jersey.

This cause came on to be heard

on the transcript of the record from the Circuit Court of the United States for the District of New Jersey, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to dismiss the bill so far as regards the bonds, or writings in the nature of bonds, therein described, owned by J. C. Young to the amount of $200., and by Matthew Mitchell, N. B. Stone, J. C. Marsh, C. S. Mulford, J. P. Cooper, Henry Ball, Darwin Ford, James Holmes, George A. Lawrence and Lewis C. Burroughs to the amount of $18,600., and to enter a decree that the other bonds, or writings in the nature of bonds, described in the bill, and held by the plaintiff, shall, as against the defendants, be held and taken to be as valid and effectual

in law as it before being issued by had been settled by the Commissioners of the Township of Bernards; and that the inhabitants of said Township be forever enjoined and restrained from setting up in the action heretofore brought by the plaintiff, so far as it is upon coupons on said last mentioned bonds, or in any action hereafter to be brought by the plaintiff upon said bonds, or upon any coupons thereof, that said bonds were not so sealed before being issued by the commissioners; And that the plaintiff recover his costs in the Circuit Court.

per Mr. Justice Gray.

17. The Inhabitants of the Township of Bernards, in the County of Somerset & State of New Jersey vs. Appellants
Thomas H. Morrison and Garner S. Hutchinson, survivors of Thomas A. Morrison

Appeal from the Circuit Court of the United States for the

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of New Jersey, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to dismiss the bill so far as regards the bonds, or writings in the nature of bonds, therein described, owned by M. E. Halsey and Israel Ward to the amount of $5,100. and to enter a decree that the other bonds, or writings in the nature of bonds, described in the bill, and held by the plaintiffs, shall, as against the defendants, be held and taken to be as valid and effectual in law as if before being issued they had been sealed by the Commissioners of the Township of Bernards: And that the inhabitants of said township be forever enjoined and

restrained from selling ats in the action heretofore brought by the plaintiffs so far as it is upon coupons on said last mentioned bonds, or in any action hereafter to be brought by the plaintiffs upon said bonds or upon any coupons thereof. That said bonds were not so sealed before being issued by the Commissioners; and that the plaintiffs recover their costs in the Circuit Court.

per Mr. Justice Gray

Rissa J. Warner (formerly Rissa J. Beers) & Mary C. Foster

vs.

The Connecticut Mutual Life Insurance Company.

Appeal from the Circuit Court of the United States for the Northern District of Illinois.

'25.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois, and was

argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr Justice Matthews.

	William Nash, John A. Lewis, James A. Gardner and Tyndall A. Saxon, copartners, under the firm name of Nash, Lewis & Company	In Error to the Circuit Court of the United States for the Northern District of Florida.
121.	vs. Plfs. in Error	
	Adna C. Conn	

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Florida, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the

said Circuit Court in this cause &c; and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court for further proceedings to be had therein in conformity with the opinion of this Court.

per Mr. Justice Woods.

John S. Adams, William H. Renaud, Jay L. Adams and Edward C. Adams, copartners under the firm name of John S. Adams & Company
vs.
Ana C. Conn

In Error to the Circuit Court of the United States for the Northern District of Florida.

Pffs. in Error

22.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Florida, and was argued by counsel. On

consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be and the same is hereby, remanded to the said Circuit Court for further proceedings to be had therein in conformity with the opinion of this Court.

Per Mr. Justice Woods.

	The Terre Haute & Indianapolis Railroad Company	In Error to the Circuit Court of the United States for the Eastern District of Missouri.
123.	vs. Pff. in Error	
	Isaac J. Struble.	

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Missouri and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said

Circuit Court in this cause be, and the same is hereby, affirmed with costs and interest, until paid, at the same rate as common law judgments bear in the courts of the State of Missouri.

per Mr. Justice Nelson.

Abraham C. Miller
vs
The Mayor, Aldermen & Commonalty of the City of New York, The City of Brooklyn and

Appeal from the Circuit Court of the United States for the South ern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the South ern District of New York and was argued by Counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs

per Mr. Justice Field.

The Memphis Gas Light Company vs. Plf. in Error The Taxing District of Shelby County, Tennessee.	In Error to the Supreme Court of the State of Tennessee.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Tennessee, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby affirmed with costs.

per Mr. Justice Miller.

John J. Gilfillan vs. Plff. in Error The Union Canal Company of Pennsylvania.	In Error to the Supreme Court of the State of Pennsylvania.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Pennsylvania, and

was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby affirmed with costs.

per The Chief Justice Waite.

Frederike Wolff, Executrix of Henry Wolff, deceased vs. Appellant Peter Starbuck. Appeal from the Circuit Court of the United States for the Northern District of Illinois.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby affirmed with costs and interest, until

paid, at the same rate per annum that similar decrees bear in the Courts of the State of Illinois.

per Mr. Chief Justice Waite.

Mrs. Georgianna C. McCulloch, widow of William C. McCulloch, Agnes J. McCulloch, William McCulloch, Mrs. Jane M. Wheeler and her husband Wm. H. Wheeler		Appeal from the Circuit Court of the United States for the District of Louisiana.
120.	vs. Appellants.	
The New Orleans Gas Light Company, Mrs. E. Van Slooten, widow &c., personally and as tutrix of William Van Slooten & Edith Van Slooten, & Louis Graham, guardian of William Van Slooten & Edith Van Slooten.		

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Louisiana, and was argued by coun-

sel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs; And that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Eastern District of Louisiana.

per Mr Chief Justice Waite.

Ex parte: In the matter of George A. Von Lingen & William G. Atkinson
10. Original —. Petitioners.

On consideration of the motion for a rule to show cause why a writ of prohibition should not issue & of the argument of counsel thereupon had in support of the same, It is ordered by the Court that said motion be, and the same is hereby, denied, and that the petition be, and the same is hereby, dismissed.

per Mr Chief Justice Waite.

Ex parte: In the matter of George A. Van Zingen & William S. Atkinson Original &c., Petitioners

In consideration of a motion for a rule to show cause why a writ of prohibition should not issue and of the argument of counsel thereupon had in support of the same, It is ordered by the Court that said motion be, and the same is hereby, denied, and that this petition be, and the same is hereby, dismissed.

per Mr. Chief Justice Waite.

108. Seth H. Kellogg vs. The United States — Appellant

The further consideration of the motion to reinstate this cause is postponed until the 22d day of January next. If in the meantime the record in the Court of Claims shall be so amended as to present questions for our determination not shown in the transcript now on file, and they are such as in our opinion require an argument, the motion will be granted, otherwise not.

per Mr. Chief Justice Waite.

Ex parte: In the matter of John Nitz, Original — Petitioner. — On consideration of the petition of John Nitz It is ordered that cause be shown by the United States before this Court at Washington, in the District of Columbia, on the 9th day of January next, at 12 o'clock, noon of that day, or as soon thereafter as counsel can be heard, why a writ of certiorari should not issue as prayed in said petition.

per Mr. Chief Justice Waite.

1892. Elizabeth M. Townsend vs. William H. Hooper et al. — Appellant — Mr. T. L. Williams, of counsel for the appellant, suggested the death of William H. Hooper, one of the appellees in this cause, and moved the Court for leave to enter the appearance of James T. Lillo, Lewis S. Hills, Thomas G. Webber, Thomas W. Jennings and Willard Young, Executors of William H. Hooper, deceased, as parties

appellees in this cause. Whereupon, It is ordered by the Court that James T. Mills, Lewis L. Mills, Thomas C. Webber, Thomas W. Jennings and Willard Young, Executors of William L. Noble, deceased, as aforesaid, be, and they are hereby, entered and made parties appellees in this cause.

	The Alabama Gold Life Insurance Company	On motion of Mr. W.W. Boyce, of
130.	vs. Plff. in Error	counsel
	Mary Ann Nichols, in her own right and as guardian &c.	for the defendant in error,

leave is hereby granted the Clerk to issue the Mandate in this cause.

	The Cedar Rapids & Missouri River Railroad Co. et al.	On motion of Mr.
1139.	vs. Plffs. in Error.	William
	Hannah Jewell et al., heirs & Anderson Jewell deceased.	L. Foy, of counsel for the

plaintiffs in error. Ordered by the

Court that this cause be, and the same is hereby, advanced and assigned for argument with No. 111½.

M. W. Peirson
89. vs. Appellant
George R. Hutchinson

Mr. R. B. Glenn one of counsel for the appellee filed and submitted to the consideration of the Court a motion to advance this case and assign the same for argument with, or in lieu of, No. 208. and to dispense with the printing of the record in No. 208

John Matthews
213. vs. Appellant
Frederick Schoneberger et al.
and
John Matthews
504. vs. Appellant
James A. Chambers et al.

Mr. W. B. Brisson, of counsel for the appellant, filed a stipulation of

counsel for the respective parties in these cases, suggesting the death of John Matthews, the appellant and that the

causes be not received by either party, and moved the Court that the cause be abated. Whereupon, the Court not being now fully sufficiently advised of and concerning what order to render in the premises, took time to consider.

1117. Alfred White + Horace D. Moore vs. Belle F. Page. Appellants

The motion to dismiss this appeal as to Alfred White was submitted to the consideration of the Court on a printed argument by Mr. William A. McKenney in behalf of Mr. E. S. Isham and Mr. William Burry, in support of the same.

8. Ex parte: in the matter of Kan-gi-Shun-ca, otherwise called Crow Dog. Original. Petitioner

This case was argued by Mr. A. J. Rowman and Mr. Walter H. Smith, of counsel for the petitioner, and by Mr. Solicitor General

Phillips, of counsel for the respondent.

Elizabeth M. Townsend
vs. Appellant
James J. Little et al.,
Executors &c., et al.

32. This cause was argued by Mr. C. C. Williams, of counsel for the appellees, and submitted on printed arguments by Mr. J. G. Sutherland, Mr J. K. McBride, Mr. Arthur Brown and Mr. James N. Mandeville, of counsel for the Appellant.

The Potomac Steamboat Company et al
vs. Appellants
The Upper Potomac Steamboat Company
and
The Potomac Steamboat Company
vs. Appellant
The Inland & Seaboard Coasting Co.

133. 134. The argument of these causes was commenced by Mr Conway Robinson, of counsel for the appellants.

Proclamation being made, the Court is adjourned until tomorrow at twelve o'clock.

Tuesday. November 27th 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief-Justice
Samuel F. Miller
Stephen J. Field
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford
} Associate Justices.

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

133. The Potomac Steamboat Company et al vs. The Upper Potomac Steamboat Company and

The argument of these cases was continued by Mr. Conway Robinson, of counsel for the

The Potomac Steam-
boat Company
134 vs. Appellant
The Inland & Seaboard
Coasting Company

Appellants,
by Mr Nathaniel Wilson
of counsel
for the appellants
in no
134, and by Mr. William Birney, of
counsel for the appellees.

Proclamation being made, the
Court is adjourned until tomorrow
at twelve o'clock

Wednesday, November 22nd, 1882.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford

Associate Justices

John G. Nicolay, Esquire, Marshal.
James M. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Warren C. Stone, it is ordered that John W. Konvalinka, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

	Alfred Slidell et al.	Mr. Solicitor
587.	vs. Appellants	General Phillips
	George N. Grandjean.	filed and
	U.S. Deputy Surveyor	submitted to
	and	the consideration
	Alfred Slidell et al.	of the
588.	vs. Appellants	Court a mo-
	James G. Richardson	tion to ad-
	Register &c.	vance these
		cases.
	Thomas Poindexter	On motion of
769.	vs. Plff. in Error	Mr. J. Ambler
	Samuel C. Greenhow	Smith, Ordered
	A. Austin Smith	by the
970.	vs. Plff. in Error	Court that
	Samuel C. Greenhow	leave be
	William L. White	granted the
971.	vs. Plff. in Error	Attorney
	Samuel C. Greenhow	General of
	and	the State of
	Samuel S. Carter	Virginia
172.	vs. Plff. in Error	to file a
	Samuel C. Greenhow	brief in
		these cases

within ten days from date, a copy of same to be served on counsel for the plaintiffs in error.

The Potomac Steamboat Co. et al. vs. The Upper Potomac Steamboat Co. et al. — Appellants — 133.

The argument of these cases was continued by Mr. William Birney, of counsel for the appellees, and concluded by Mr. John Selden, of counsel for the appellants.

The Potomac Steamboat Co. vs. The Inland & Seaboard Coasting Co. — Appellant — 134.

Frederick P. Dimpfel et al. vs. The Ohio & Mississippi R.R. Co. et al. — Appellants — 135.

The argument of this cause was commenced by Mr. Charles W. Fassler, of counsel for the appellants, and concluded by Mr. E. M. Johnson, of counsel for the appellees.

Proclamation being made, the Court is adjourned until Monday next at twelve

Monday, December 3rd 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford.

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Attorney General Brewster, it is ordered that James S. Nicholson, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. Hallett Phillips, it is ordered that Edwards W. Laird & George A. Groot, Esquires, of Cleveland, State of Ohio, be admitted to practice as attorneys and counselors of this Court and they were sworn accordingly.

126. J. A. Fay & Company vs. Cordesman Brothers, Harry J. Cordesman Jr. & Clemens A. Cordesman. — Appeal from the Circuit Court of the United States for the Southern District of Ohio.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Ohio, and was argued by counsel. On consideration whereof, It is now here ordered adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be and the same is hereby, affirmed with costs.

Moses Feibelman, Administrator of Moses Feibelman, deceased

vs.

S. B. Packard, United States Marshal, Michael Gernon, & William R. Fish.

In Error to the Circuit Court of the United States for the District of Louisiana.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Ohio, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the decree of the said Circuit Court, in this cause, be, and the same is hereby, affirmed with costs; And that this

per Mr. Justice Blatchford.

remanded to the Circuit Court of the United States for the Eastern District of Louisiana.

per Mr. Justice Matthews.

	W. P. Smith &c.	In Error to the
	Fielding Hurst	Circuit Court
127	vs. Plffs. in Error	of the United
	Malcolm Mc Neal,	States for the
	W. Woodward, H. S.	Western District
	Halliday, J. P.	of Tennessee.
	Caruthers et al.	

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Tennessee, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court for further proceedings to be had therein in conformity with the opinion of this Court.

per Mr. Justice Woods.

William Bailey in his own right, Sarah Leetham, Executrix, & Henry Cooper Gladdow, Executor, of the last will and testament of William Leetham, deceased & William Bailey as Assignee, and the said Sarah Leetham and Henry Cooper Gladdow as such Executrix and Executor of said William Leetham, Assignee of the said William Leetham and of James Leetham, Executors, and Elizabeth Leetham, Executrix of the last will and testament of John Leetham, deceased. — Appeal from the Court of Claims.

56. vs. Appellants

The United States.

This cause came on to be heard on the transcript of the record from the Court of Claims and was argued by counsel. On consideration whereof, It is now here ordered & adjudged by this Court that the judgment of the said Court of Claims in this cause be and the same is hereby, affirmed.

Per Mr. Justice Harlan.

	Relief Jackson	In Error to the
639	vs. Plff. in Error	Circuit Court
	John D. Roby and	of the United
	James D. Rankin	States for the
	and	District of
	John D. Roby and	Colorado.
	James D. Rankin	
813	vs. Plffs. in Error	
	Relief Jackson	

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Colorado, on writ of error and cross writ, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed, the Plaintiffs in error to pay the costs of their respective writs in this Court.

per Mr. Justice Field.

17. George A. Cunningham vs. The Macon & Brunswick Railroad Company, Edward A. Flewellen, W. A. Lofton & George G. Jones, styling themselves directors of the Macon & Brunswick Railroad, J. W. Renfroe, Treasurer of the State of Georgia, Alfred H. Colquitt, Governor of the State of Georgia, The First National Bank of Macon & John H. James. Appellant

Abroad from the Circuit Court of the United States for the Southern District of Georgia

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Georgia and was argued by counsel. On consideration whereof, It is now here ordered and adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs. Per Mr. Justice Miller.

Dissenting:

105. John F. Phillips vs. Plff. in Error The Southern Pacific Railroad Company — In Error to the Circuit Court of the United States for the District of California.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of California, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs and interest, until paid, at the same rate per annum that similar judgments bear in the Courts of the State of California.

per Mr. Chief Justice Waite.

'06. James H. Cox vs. Plff. in Error The Southern Pacific Railroad Company. In Error to the Circuit Court of the United States for the District of California.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of California, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs and interest, until paid, at the same rate per annum that similar judgments bear in the Courts of the State of California.

per Mr. Chief Justice Waite.

'117. Alfred White & Simeon B. Moore vs. Belle F. Page Appellants Appeal from the

Circuit Court of the United States for the Northern District of Illinois.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois and on the motion to dismiss as to Alfred White, which was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that this appeal, so far as the same relates to Alfred White, be, and the same is hereby, dismissed for the want of jurisdiction.

per Mr. Chief Justice Waite.

587. Alfred Liddell et al. vs. Appellants / James L. Grandjean, U.S. Deputy Surveyor / ats

588. Alfred Liddell et al. vs. Appellants / James L. Richardson, Register etc.

On consideration of the motion to advance these cases, It is ordered by the Court that said motion be, and the

same is hereby, granted, and the case assigned for argument after the cases heretofore assigned for argument on the first day in January next that the Court may be in session

per Mr. Chief Justice Waite.

H. W. Putnam
659. vs. Appellant
George C. Hutchinson

On consideration of the motion to advance the cause and assign the same for argument with or in lieu of, No 208, and to dispense with the printing of the record in No. 208. It is ordered by the Court that said motion be, and the same is hereby, denied, except that only so much of the record in No. 208 as is not contained in the record of No. 659 need be printed, and the record in No. 659 may be used at the hearing of No. 208, provided it is so marked as to indicate what part is not contained in that of No. 208.

per Mr. Chief Justice Waite.

	The United States Ex rel: William W. Warden vs. Pltff in Error William E. Chandler, Secretary of the Navy.	Mr. W. W. Warden, of counsel for the plaintiff in error, filed and submitted to the consideration of the Court motion to advance this cause.
1223.		
	Theodore J. White et al. vs. Appellants George S. Dunbar et al.	The motion to modify the injunction in this cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Joseph P. Warner and Mr. Charles H. Joyce, in support of the same, and by Mr. Melville Church, in opposition thereto.
1214.		
	Robert Hayes, a minor, by George C. Fry, his next friend. vs. Pltff. in Error The Michigan Central Railroad Company.	On motion of Mr. John S. Monk, in behalf of counsel for
263.		

the plaintiff in error, It is ordered by the Court that the record in this cause be corrected by striking out the words and figures "June 1st A.D. 1852" in the 4th line on page 18 of the printed record and inserting in lieu thereof the words and figures "June 14th 1852", as per order of the Circuit Court of the United States for the Northern District of Illinois.

135. Frederick S. Dimpfel et al. vs. Appellants
The Ohio & Mississippi R.R. Co. et al.

The argument of this cause was continued by Mr. Benjamin Harrison, of counsel for the appellees, and concluded by Mr. J. N. McCarter, of counsel for the appellants.

Frederick J. Frelinghuysen,
Secretary of State
891. vs. Plff. in Error
The U.S. ex rel: John J. Key
and
The U.S. ex rel: The La Abra
Silver Mining Company
995. vs. Plff. in Error
Frederick J. Frelinghuysen,
Secretary of State.

Ordered by the Court that the counsel for the relator open and close the argument of these cases.

Frederick J. Frelinghuysen,
Secretary of State
891. vs. Plff. in Error
The U.S. ex rel: John J. Key
and
The U.S. ex rel: The La Abra
Silver Mining Company
995. vs. Plff. in Error
Frederick J. Frelinghuysen,
Secretary of State.

The argument of these causes was commenced by Mr. Philip Phillips, of counsel for the defendant in error in No. 891, and continued by Mr. Samuel Shellabarger, of counsel for the plaintiff in error in No. 995.

Proclamation being made the Court is adjourned

Tuesday, December 4th, 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford

John G. Nicolay Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Henry M. Teller, it is ordered that Matthew E. Taylor, Esquire, of Leadville, State of Colorado, be admitted to practice as an attorney and counselor of this Court and he was sworn accordingly.

Tuesday, December 4th 1883, continued.

	F. J. Frelinghuysen, Secretary &c.	The argu-
891.	vs. Plff. in Error	ment of these
	The U. S. ex rel: John J. Fay	cases was
	vs.	continued
	The U. S. ex rel: The La Abra Silver	by Mr. So-
	Mining Company	licitor Gen-
995.	vs. Plff. in Error	eral Phil-
	F. J. Frelinghuysen, Secretary &c.	lips and
		Mr. Attor-

ney General Brewster of counsel for the plaintiff in error in No. 891 and defendant in error in No. 995 and by Mr John Goode, of counsel for the defendant in error in No 891, and concluded by Mr. F. P. Stanton, of counsel for the plaintiff in error in No 995.

	Mary A. Glover	The argument of this cause
69.	vs. Appellant	was commenced by Mr.
	James A. Gaitman	Wm Stone Albert of coun-
		sel for the appellant and

continued by Mr. W. C. Dodd, of counsel for the appellee.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, December 5th 1883.

Pursuant to adjournment the Court met today at the Capitol

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court by Mr. H. E. Paine, it is ordered that Lewis A. Groff, Esquire, of Omaha, State of Nebraska, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jeus. Miller it is ordered that William G. Bates, Esquire, of Washington City, District of Columbia, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lewis A. Groff it is ordered that Nathan S. Harwood, Esqure, of Lincoln, State of Nebraska, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly

The Board of County Commissioners of the County of Cherokee, Kansas
vs. Plff. in Error
William C. Wilson

This cause was submitted to the consideration of the Court on the record and printed arguments, pursuant to the 20th rule, by Mr. Wallace Pratt, of counsel for the plaintiff in error, and by Mr. James S. Botsford and Mr Joseph Chipman, of counsel for the

918.

	Salamanca Township Cherokee County, Kansas.	This cause was submitted to
719.	vs. Plff. in Error	the consideration
	William C. Wilson.	of the Court on
		the record and

printed arguments, pursuant to the 20th rule, by Mr. Wallace Pratt of counsel for the plaintiff in error, and by Mr. James S. Botsford and Mr. Joseph Shippen of counsel for the defendant in error.

	Mary R. Steever	The argument
67.	vs. Appellant	of this cause
	James N. Pickman	was continued
		by Mr. W. C.

Dodd, of counsel for the appellee, and concluded by Mr. Wm Stone Abert, of counsel for the appellant.

	William E. Clements	This cause
136.	vs. Appellant	was argued
	The Otoless Excavating	by Mr. Hoke
	Apparatus Company	J. Fenton, of
		counsel for

the appellant, and by Mr. Benjamin Price, of counsel for the appellee.

William F. Corput et al
137. vs. Affs. in Error
Ferdinand B. Kennett et al. Ordered by the Court that this cause be, and the same is hereby, continued until the next term, per stipulation of counsel.

Samuel F. B. Cook
138. vs. Appellant
The Sandusky Tool Co. Ordered by the Court that this cause be, and the same is hereby, passed and assigned for argument on the first day in January that the Court may be in session, after the cases heretofore assigned for that day, with leave to either party to prove the loss of exhibits in the case and to take testimony describing such lost exhibits.

Stanton Coleston et al. vs. Eliza Lucas Edna Petrell et al.

Bill dismissed was argued by Mr J. C. Goodloe, of counsel for the plaintiffs in error and by Mr Samuel B. Reed of counsel for the defendants in error.

Proclamation being made, the Court is adjourned until tomorrow at twelve o'clock.

Thursday, December 6th 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan — Associate
William B. Woods — Justices.
Stanley Matthews
Horace Gray and
Samuel Blatchford

John G. Nicolay, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. J. A. McGowan, it is ordered that Michael Brown, Esquire, of Big Rapids, Martin V. Montgomery, Esquire, of Lansing, Andrew B. Allen, Esquire of Muskegon and Joseph H. Chandler, Esquire, of Houghton, State

of Michigan, be admitted to practice as attorneys and counselors of this Court and they were sworn accordingly.

The Winchester & Partridge Manufacturing Company
1024. vs. Appellant
William W. Finger.

This cause was submitted to the consideration of the Court on the record and printed arguments, pursuant to the 20th rule, by Mr. Franklin S. Richards, of counsel for the appellant, and by Mr. E. D. Hoge, of counsel for the appellee.

Harriet S. Skidmore et al.
140. vs. Plffs. in Error
The Pittsburg, Cincinnati & St. Louis Railway Company

Ordered by the Court that this cause be

and the same is hereby, passed.

	The Chicago & Alton Railroad Company et al.	The argument of these cases was commenced by Mr. E. W. Packard, of counsel for the appellants, continued by Mr. Lyman Trumbull, of counsel for the appellee, and concluded by Mr. C. Beckwith, of counsel for the appellants in No. 141.
141.	vs. Appellants	
	The Union Rolling Mill Co.	
	And	
	The Massachusetts Mutual Life Insurance Company	
142.	vs. Appellant	
	The Union Rolling Mill Co.	
	The Cedar Rapids & Missouri River R.R. Co. et al.	The argument of these cases was commenced by Mr. E. S. Bailey, of counsel for the
142.	vs. Plffs. in Error	
	Benjamin Herring	
143	Same Plffs in Error.	
	vs. John T. Cake	
144.	Same - Plffs. in Error,	
	vs. Lewis Jadding	
145.	Same - Plffs. in Error.	
	vs. Daniel F. Cutler	

146.	Same - Plffs. in Error, vs. Patrick Dundon	Plaintiffs in error
147.	Same - Plffs. in Error. vs. Elijah W. Brooks	"
148.	Same - Plffs. in Error vs. David Greenwood	"
149.	Same - Plffs. in Error. vs. Catherine M. Wooster	"
150.	Same - Plffs. in Error. vs. William T. Boyd	"
1139.	Same - Plffs. in Error vs. Hannah Jewell et al.	"

Proclamation being made, the Court is adjourned until tomorrow at twelve o'clock.

Friday, December 9th 1873.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice.
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices.
Stanley Matthews
Horace Gray and
Samuel Blatchford

John F. Nicolay, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made, the Court is opened.

The Good Intent Tow Boat Company, et al. vs. Appellants.
The Atlantic Mutual Insurance Company, et al.

On motion of Mr. W. Hallett Phillips, of counsel for the appellees, Leave is hereby granted the Clerk to

64.

Alphonso L. Martin.
Sheriff, &c., et al.
101. vs. Appellants
Albert S. Webb et al.,
Trustees &c.

This cause was submitted to the consideration of the Court on the record and printed arguments, pursuant to the 20th rule, by Mr. Eppa Hunton and Mr. Jeff. Chandler, of counsel for the appellants, and by Mr. R. T. Merrick and Mr. M. F. Morris, of counsel for the appellees.

The Cedar Rapids &c.
Missouri River R.R. Co. et al.
142. vs. Plffs. in Error
Benjamin Harvey,
143. Same, Plffs. in Error
vs. John T. Tate.
144. Same, Plffs. in Error,
vs. Lewis Siddings.
145. Same, Plffs. in Error,
vs. Daniel T. Cutler.
146. Same, Plffs. in Error,
vs. Patrick Duncan.

The argument of these cases was continued by Mr. T. J. Bailey, of counsel for the plaintiffs in error, and by

1147.	Same, Plffs. in Error vs. Elijah W. Brooks.	Mr. John S. Monk, of counsel for the defendants in error, and concluded by Mr. William L. Joy, of counsel for the plaintiffs in error.
1148.	Same, Plffs. in Error vs. David Greenstreet	
1149.	Same, Plffs. in Error vs. Catherine M. Wooster	
150 ??	Same, Plffs. in Error vs. William J. Boyd	
1139.	Same, Plffs. in Error vs. Hannah Jewell et al.	
151.	George L. Bright vs. Plff. in Error Lucius Phipps.	In error to the Circuit Court of the United States for the District of Louisiana.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Louisiana, and on the authority of counsel for the plaintiff in error on file, It is now here ordered and adjudged

by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Eastern District of Louisiana.

Per Mr. Chief Justice Waite.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Monday, December 10th 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford. Associate Justices.

John G. Nicolay, Esquire, Marshal.
James H. McKenney, Clerk

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. A. H. Garland, it is ordered that William A. Wallace, Esquire, of Clearfield, State of Pennsylvania, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas J. Withrow it is ordered that O. H. Horton, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Hubley Ashton, it is ordered that Wenrick Phillips Bowman, Esquire, of Philadelphia, State of Pennsylvania be admitted to practice as an attorney and counselor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George W. Biddle, it is ordered that George Biddle, Esquire, of Philadelphia, State of Pennsylvania be admitted to practice as an attorney and counselor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Philip Phillips, it is

ordered that George R. Todd, Esquire, of Ouray, State of Colorado, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. N. E. Davis, it is ordered that C. La Rue Munson, of Williamsport, State of Pennsylvania, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

101 Joseph P. Leroux & Max Echott vs. Appellants
Joseph P. Hudson, Assignee in bankruptcy of Samuel Echott
Welch Fobish, Salmon F. Matthews, Myron Bunnell and Horace Becker.

Appeal from the Circuit Court of the United States for the Eastern District of Michigan.

This cause came on to be heard on the

transcript of the record from the Circuit Court of the United States for the Eastern District of Michigan, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to dismiss the bill.

per Mr. Justice Blatchford.

Max Schott
vs. Appellant
Joseph L. Hudson, Assignee in bankruptcy of Samuel Schott and Philip Feibish, John E. Wells & Salmon S. Matthews.

Appeal from the Circuit Court of the United States for the Eastern District of Michigan.

100.

This cause came on to be heard on

the transcript of the record from the Circuit Court of the United States for the Eastern District of Michigan, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to dismiss the bill.

per Mr. Justice Blatchford.

Oakey Randall
vs. Plff. in Error
The Baltimore & Ohio
Railroad Company

In Error to the
Circuit Court
of the United
States for the
District of West
Virginia.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of West Virginia, and was argued by counsel. On consideration whereof, It is now here ordered

and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Gray.

Stephen Percy Ellis, Esq
Ruth Ellis and her husband
Edward Peckham, and
A. Mortimer Dalghren
v.s. Appellants.
Jefferson Davis.

Appeal from the Circuit Court of the United States for the District of Louisiana

1014.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Louisiana, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs; And that this cause be, and

the same is hereby, remanded to the Circuit Court of the United States for the Eastern District of Louisiana.

per Mr. Justice Matthews.

Elizabeth M. Townsend		Appeal
132. vs.	Appellant	from the
James T. Little, Lewis L.		Supreme
Wells, Thomas P. Webber,		Court of
Thomas W. Jennings and		the Terri-
William Young, Executors		tory of
of William H. Hooper, de-		Utah.
ceased, William Jennings,		
James Townsend and		
Bolivar Roberts.		

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of Utah, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Woods.

38. The United States vs. Plff. in Errot Frank L. Jones, Administrator of George J. Pumpelly, deceased. James K. Pumpelly and Edwin C. Gray. — In Error to the Supreme Court of the State of Wisconsin.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Wisconsin, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Field.

62. Joseph T. Thomas, Trustee vs. Appellant The Brownville, Fort Kearney & Pacific Railroad Company, William Dennison, Trustee, The Nebraska Railway Co. et al. — Appeal from the Circuit Court of the United States for the District of

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Nebraska, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to enter a decree in favor of the complainant for the sum of $205,947.66, with interest. If a sale becomes necessary this sum must be paid out pro rata on the bonds secured by the mortgage on their being produced and cancelled, or surrendered for cancellation, provided the road sells for so much.

per Mr. Justice Miller.

(Mr. Justice Field and Mr. Justice Matthews took no part in the hearing or decision of this cause.)

72. The Canada Southern Railway Company. vs. Plff. in Error William H. Gebhard and August Limbert, Executors of Frederick C. Gebhard, deceased. In Error to the Circuit Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to enter judgment on the facts found in favor of the Railway Company.

per Mr. Chief Justice Waite.

Dissenting: Mr. Justice Harlan. Mr. Justice Field was not present at the argument and took

The Canada Southern Railway Company vs. Plff. in Error William H. Gebhard

In Error to the Circuit Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to enter judgment on the finds found in favor of the Railway Company.

per Mr. Chief Justice Waite.

Dissenting: Mr Justice Harlan.

(Mr. Justice Field was not present at the argument and took no part in the decision of this cause.)

74. The Canada Southern Railway Company vs. Plff. in Error William H. Gebhard

In Error to the Circuit Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to enter judgment on the facts found in favor of the Railway Company. per Mr. Chief Justice Waite. Dissenting: Mr. Justice Harlan. (Mr. Justice Field was not present at the argument and took no part in the decision of this cause.)

	The Canada Southern Railway Company vs. William H. Gebhard and August Limbert, Executors of Frederick C. Gebhard, deceased.	In Error to the Circuit Court of the United States for the Southern District of New York.
619.	Pltff. in Error	

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court with direction to enter judgment on the facts found in favor of the Railway Company.

per Mr. Chief Justice Waite.

Dissenting: Mr. Justice Harlan.

(Mr. Justice Field was not present at the argument and took no part in the decision of this cause.)

	The U. S. exrel: W. W. Warden	On consider
223	vs. Plff. in Error	ation of the
	Wm E. Chandler, Secretary &c.	motion to
		dismiss

this cause, It is ordered by the Court that said motion be, and the same is hereby, denied.

per Mr. Chief Justice Waite.

	The Susquehanna	The motion to
	Boom Company, et al.	dismiss in this
374	vs. Plffs. in Error	cause was sub
	The West Branch Boom Co.	mitted to the
		consideration

of the Court on the record and printed arguments by Mr. S. D. Ball and Mr. William A. McKenney, in support of the same, and by Mr. William A. Wallace, in opposition thereto.

	The United States	On motion of
1124	vs. Appellant	Mr. Charles F.
	James D. Graham.	Benjamin leave
		is hereby granted

him to file a brief in this cause in behalf

Bernhard Arnson et al. vs. Pltffs. in Error
118. Thomas Murphy, Collector &c. On motion of Mr. Assistant Attorney General Maury, of counsel for the defendant in error, leave is hereby granted the Clerk to issue the mandate in this cause, per stipulation.

William P. Kellogg vs. Appellant
1226. The United States Mr. Assistant Attorney General Maury, of counsel for the appellee, having filed in open Court the following certificate, to wit:

"In the Court of Claims.
December Term, 1883.

William P. Kellogg
vs.
The United States } No. 6436

I hereby certify that an application was filed by the claimant in this cause on the 10th day of July, A.D. 1880, for the allowance of an appeal to the Supreme Court of the United States from the judgment

rendered by the Court of Claims on the 24th day of May, A.D. 1880, dismissing the petition, and that said prayer for appeal was allowed by Chief Justice Drake.

In testimony whereof I have hereunto set my hand and affixed the seal of said Court of Claims this fifth day of December A.D. 1883, at the City of Washington.

(Seal)

John Randolph
Asst. Clerk Ct. of Claims."

and having stated that the appellant has altogether failed to file the record of said cause in this Court or in any way to prosecute said appeal, moved the Court in pursuance of the 9th rule, to have said appeal docketed and dismissed. On consideration whereof, It is now here ordered and adjudged by this Court that this appeal from the Court of Claims be, and the same is hereby, docketed and dismissed with costs; And that this cause be, and the same is hereby, remanded to the said Court of Claims to be proceeded in according to law and justice.

per Mr. Chief Justice Waite.

1216. The Central Railroad Company of Iowa vs. Appellant J. B. Grinnell, Receiver

Mr. C. C. Cole, of counsel for the appellant, filed and submitted to the consideration of the Court a motion to rescind and annul the decree docketing and dismissing this cause, entered on the 19th day of November last, and for leave to docket the cause.

1172. Samuel A. Pugh vs. Appellant Henry S. Davis

Mr. H. E. Davis, in behalf of counsel for the appellee, having filed in open Court a suggestion of a diminution of the record in this cause in the words and figures following, to wit:

"1. That the order of appeal in behalf of the said Henry S. Davis, on the 21st day of October 1881, to the General Term of the Supreme Court of the District of Columbia, from the decree passed by the Special Term of the said Court, in the cause numbered 1713 in Equity in the said Court, wherein the

said Samuel A. Peugh was complainant and the said Henry S. Davis defendant, and the entry of said appeal as ordered of record in the said Supreme Court of the District of Columbia, is omitted from the transcript.

2. That the order made by the said Supreme Court of the District of Columbia, in General Term, on the 2d day of January, 1883, that the certain petition of the said Samuel A. Peugh, complainant as aforesaid, praying for certain amendments of the decree of the said Court pronounced in the said cause on the 30th day of October, 1882, be filed, and that the same be dismissed, of record in the said Supreme Court of the District of Columbia, is omitted from the said transcript.

3. That the order made by the said Supreme Court of the District of Columbia in General Term, on the 19th day of December 1881, that thereafter the General Terms of the said Court shall commence on the fourth Mondays of January

and April and the first Monday of October respectively instead of the first Monday of January, the third Monday of April and the fourth Monday of September, as on the said 19th day of December, 1881, of record in the said Supreme Court of the District of Columbia, is omitted from the said transcript.

4. That the adjournment without day on the 20th day of January 1883, of the General Term of the Supreme Court of the District of Columbia, of record in the said Supreme Court of the District of Columbia, is omitted from the said transcript."

By reason of which omissions and errors aforesaid the said counsel now here moved the Court to award a writ of certiorari to be directed to the Judges of the Supreme Court of the District of Columbia commanding them that searching the record and proceedings of said Court in this cause they shall certify to this Court under the seal of the said Supreme Court whatever omissions and errors shall be found to the extent above enumerated.

On consideration whereof, It is now here ordered by this Court that a writ of certiorari be, and the same is hereby, awarded, to be issued forthwith, and to be directed to the Judges of the Supreme Court of the District of Columbia, commanding them that searching the record and proceedings aforesaid they certify to this Court, under the seal of the said Supreme Court, whatever omissions and errors shall be found, to the extent above enumerated, and return the same with the said writ of certiorari forthwith to this Court.

per Mr. Chief Justice Waite.

975. The County of Sherman vs. Plff. in Error / Henry W. Simonds

This cause was submitted to the consideration of the Court on the record and printed arguments, pursuant to the 20th rule, by Mr. J. M. Marquett and Mr. C. E. Montgomery, of counsel for the plaintiff in error, and by Mr. Nathan C. Sherwood and Mr. John H. Ames, of counsel for the defendant in error.

	John T. Gilmer, et al.	This cause was ar-
152.	vs. Plffs. in Error	gued by Mr. J. Hu-
	Chester W. Higley.	bley Ashton, of coun-

sel for the plaintiffs in error, and by Mr. M. F. Morris, of counsel for the defendant in error.

	Solina E. Howard	The argument
153.	vs. Appellant	of this cause
	Adelaide S. Carusi et al.	was commenced

by Mr. William B. Webb, of counsel for the appellant.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, December 11th 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford

John G. Nicolay, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Luke P. Poland, it is ordered that Aldace F. Walker, Esquire, of Rutland, State of Vermont, and Frederic B. Jennings, Esquire, of New York City, be admitted to practice as attorneys and counselors of this

171.	James Johnson vs. Plff. in Error The Texas & Pacific Railway Company.	In Error to the Circuit Court of the United States for the Eastern District of Texas.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Texas, and on the stipulation of counsel for the respective parties on file, and motion of Mr. John C. Brown, of counsel for the defendant in error. It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed, costs to be paid by the defendant in error.

per Mr. Chief Justice Waite.

153.	Sabina E. Howard vs. Adelaide S. Carusi et al.	Appellant	The argument of this cause was continued by Mr. L. G. Hine, of

counsel for the appellees. And concluded by Mr. William B. Webb, of counsel for the appellant.

The Town of Ohio vs. Pfff. in Error Benjamin F. Potter — In Error to the Circuit Court of the United States for the Northern District of Illinois.

154.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois, and on the statement of counsel for the plaintiff in error on file. It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

per Mr. Chief Justice Waite.

Bessie Allen et al.
155. vs. Appellants
Thomas F. Withrow et al.

The argument of this cause was commenced by Mr. C. C. Cole, of counsel for the appellants, and continued by Mr. George G. Wright, of counsel for the appellees.

Proclamation being made, the Court is adjourned until tomorrow at twelve o'clock.

Wednesday. December 12th 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present.

The Honorable. Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Moorfield Storey, it is ordered that Charles A. Peabody, Esquire, of Boston, State of Massachusetts, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. C. Cole, it is ordered that George Wadsworth, Esquire, of Buffalo, State of New York, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

1068. Henry W. Holland vs. Laura A. Challen. Appellant. This cause was submitted to the consideration of the Court on the record and printed arguments, pursuant to the 20th rule, by Mr. E. J. Montgomery, of counsel for the appellant, and by Mr. T. M. Marquett, of counsel for the appellee.

152. John T. Filmer et al. vs. Chester W. Higley. Pffs. in Error. Mr. J. Hubley Ashton, of counsel for the plaintiffs in error, by leave of Court filed an additional brief in this cause.

	Bessie Allen et al.	The argu-
155.	vs. Appellants	ment of this
	Thomas F. Withrow et al.	cause was
		continued

by Mr. George G. Wright, of counsel for the appellees, and concluded by Mr. George W. Sustzinger, of counsel for the appellants.

	The United States	Mr. Assistant At-
156.	vs. Appellant	torney General
	Seth B. Ryder et al.	Maury stated

to the Court that the United States had no interest in the prosecution of this appeal.

	The United States	This cause was
156.	vs. Appellant	argued by Mr.
	Seth B. Ryder et al.	J. Hubley Ash-
		ton, of counsel

for Otis Woodruff, Amos Clarke, 2d, and Richard A. Kipling sureties of Edward P. Williams, and by Mr. John R. Emery, of counsel for the appellees.

157. The United States vs. Plff. in Error Daniel M. Carey et al.

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Assistant Attorney General Maury, of counsel for the plaintiff in error, and by Mr. J. D. Rouse and Mr. William Grant, of counsel for the defendants in error.

158. The United States vs. Plff. in Error Daniel M. Carey

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr Assistant Attorney General Maury, of counsel for the plaintiff in error, and by Mr. J. D. Rouse and Mr. William Grant, of counsel for the defendant in error.

159. John F. Albright et al. vs. Samuel Emery Sr. et al. Appellants

The argument of the cause was commenced by Mr. A. J. Worthington of counsel for the appellants

Proclamation being made, the Court is adjourned until tomorrow at twelve o'clock.

Thursday, December 13th 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices.
Stanley Matthews
Horace Gray and
Samuel Blatchford.

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. N. H. Miller, it is ordered that David Calman, Esquire, of New York City, and Augustus J. Gurlitz, Esquire, of Brooklyn, State of New York, be admitted to practice as attorneys and counselors of this Court and

On motion first made to the Court in this behalf by Mr. P. B. Plumb, it is ordered that B. W. Perkins, Esquire, of Oswego, State of Kansas, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

716. Alfred Slidell et al. vs. Thomas J. Emler et al. And 717. Alfred Slidell et al. vs. Plff's. in Error Charles Tschirn. — On motion of Mr. R. N. Bradford, in behalf of counsel for the appellants, and plaintiffs in error, and consent of Mr. Solicitor General Phillips. Ordered by the Court that these cases be, and the same are hereby advanced and assigned for argument with Nos. 587 and 588.

1071. The Burrow-Giles Lithographic Company vs. Plff. in Error Napoleon Sarony — This cause was submitted to the consideration of the

Court on the record and printed arguments, pursuant to the 20th rule, by Mr. David Salman, of counsel for the plaintiff in error, and by Mr. Augustus T. Gurley, of counsel for the defendant in error.

159. John J. Albright et al. vs. Samuel Emery Sr. et al. Appellants — Mr. A. S. Worthington, of counsel for the appellants, by leave of Court filed a supplemental brief in this cause.

159. John J. Albright et al. vs. Samuel Emery Sr. et al. Appellants — The argument of this cause was continued by Mr. John W. Ross and Mr. S. S. Kentle, of counsel for the appellees, and concluded by Mr. A. S. Worthington, of counsel for the appellants.

892. A. W. Hyman, Treasurer of the United States vs. Pfff. in Error
The U.S. ex rel: E.P. Halstead, Administrator &c.

This argument of this cause was commenced by Mr. Assistant Attorney General Maury of counsel for the plaintiff in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Friday, December 14th 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford

John G. Nicolay, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

709 The American Bible Society et al. vs. Mary Price Appellants

This cause was submitted to the consideration of the Court on the record and printed arguments, pursuant to the 32d rule, by Mr. George

P Strong, of counsel for the appellants and by Mr. G. Koerner, of counsel for the appellee.

A. W. Wyman, Treasurer of the United States.
892. vs. Plff. in Error
The U. S. ex rel: E. P. Halstead, Administrator &c.

The argument of this cause was continued

by Mr. Assistant Attorney General Maury, of counsel for the plaintiff in error, and by Mr. J. Walter Cooksey, of counsel for the defendant in error, and concluded by Mr. A. L. Merriman, of counsel for the defendant in error.

Herman S. Bachman et al.
160. vs. Plffs. in Error
James Lawson et al.

This cause was argued by Mr. Edward Jordan, of counsel for the plaintiffs in error, and by Mr. Frederic B. Jennings, of counsel for the defendants in error.

68.	Robert Mitchell et al. vs. Plffs. in Error William G. Clark	The argument of this cause was commenced by Mr. George P.

Strong, of counsel for the plaintiffs in error.

Proclamation being made, the Court is adjourned until Monday next at twelve o'clock.

Monday, December 17th 1883.

Pursuant to adjournment the Court met today at the Capitol.

President

The Honorable Morrison R. Waite, Chief Justice

Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford

Associate Justices

John G. Nicolay, Esquire, Marshal.

James H. McKenney, Clerk.

Proclamation being made the Court is opened.

3

On motion first made to the Court in this behalf by Mr Attorney General Brewster, it is ordered that N Goff, Junior, Esquire, of Clarksburg, State of West Virginia, and John G. Wilkinson, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as

attorneys and counselors of this Court, and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. Benjamin Harrison it is ordered that C. A. Black, Esquire, of Waynesburg, State of Pennsylvania, and W. B. Williams, Esquire, of Jasper, State of Michigan, be admitted to practice as attorneys and counselors of this Court, and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. W. Gerard, it is ordered that J. Hobt. Hayes, Esquire, of New York City, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert Rae, it is ordered that Charles E. Kremer, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. S. F. Rice, it is ordered that B. F. Wilson, Esquire, of Birmingham, State of Alabama, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

J. L. Sullivan, John Ryan, Philip Harrington, Timothy Carroll, Richard Foley, T. C. Fisher, M. J. Stewart, Timothy Sanbry, C. J. O'Laughlin and P. J. McNulty	In Error to the Circuit Court of the United States for the Dis. trict of Colorado
1006. vs.	
The Iron Silver Mining Company	

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Colorado, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the

judgment of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be and the same is hereby, remanded to the said Circuit Court with liberty to either party to move in that Court to amend the pleadings, and for further proceedings not inconsistent with the opinion of this Court.

per Mr. Justice Gray.

Ex parte: In the matter of Kan-gi-Shun-ca, otherwise called Crow Dog	Petition for Writs of Habeas Corpus and Certiorari.
8. Original — Petitioner.	

On consideration of the petition for writs of habeas corpus and certiorari, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, granted.

per Mr. Justice Matthews.

29.	Virginia Young vs. Andrew B. Duvall & William F. Holtzman Appellant	Appeal from the Supreme Court of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Supreme Court of the District of Columbia, and was argued by counsel. On consideration whereof. It is now here ordered, adjudged and decreed by this Court that the decree of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Harlan.

32.	The Providence & New York Steamship Company vs. The Hill Manufacturing Company. Plff. in Error	In Error to the Supreme Judicial Court of the Commonwealth of Massachusetts.

This cause came on to be heard on the transcript of the record from the Supreme Judicial Court of the State of Massachusetts, and was argued by counsel. On consideration whereof, it is now here ordered and adjudged by this Court that the judgment of the said Supreme Judicial Court in this cause, be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Supreme Judicial Court with instructions to take such further proceedings as may be in accordance with the opinion of this Court.

per Mr. Justice Bradley.

Dissenting:
Mr. Justice Field
Mr. Justice Gray.

Stanhope Robertson, John J. Robertson, Junior, and Edward A.R. Wyatt, a minor, by his guardian Edwin R. Wyatt		In Error to the Supreme Court of the District of Columbia
139. vs.	Plffs. in Error	
Esau Pickrell, Adolphus N. Pickrell, John Pickrell 2nd & J. Wilson Pickrell.		

This cause came on to be heard on the transcript of the record from the Supreme Court of the District of Columbia, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Field.

Mary R. Steever		Appeal from the Circuit Court of the United States
67. vs.	Appellant	
James A. Rictman		

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Kentucky, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Chief Justice Waite.

Arthur W. Sweeny
vs. Appellant
The United States

Appeal from the Court of Claims.

109.

This cause came on to be heard on the transcript of the record from the Court of Claims and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause, be, and the same is hereby, affirmed.

per Mr. Chief Justice Waite.

The Board of County Commissioners of the County of Cherokee, State of Kansas.
718. vs. Plff. in Error
William C. Wilson

In error to the Circuit Court of the United for the District of Kansas.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Kansas, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby affirmed with costs.

per Mr. Chief Justice Waite.

Salamanca Township, Cherokee County, State of Kansas
719. vs. Plff in Error
William C. Wilson

In Error to the Circuit Court of the United States for the District

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Kansas, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby affirmed with costs and interest, until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Kansas.

per Mr. Chief Justice Waite.

Theodore J. White et al. vs. George H. Dunbar et al. Appellants

924 On consideration of the motion of the motion to modify the injunction in this cause and of the argument of counsel thereupon had as well in support of as against the same, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

per Mr. Chief Justice Waite.

The Central Iowa Railway Company vs. Appellant J.B. Grinnell, Receiver

1216.

Ordered by the Court that the further consideration of the motion to rescind and annul the decree docketing and dismissing this cause entered on the 19th day of November, and for leave to docket the cause, &c. and the same is hereby postponed with leave to counsel for the appellee to file affidavits in opposition to said motion within ten days; copies of same to be served on counsel for the appellant.

per Mr. Chief Justice Waite.

Henry S. Hale et al. vs. Plffs. in Error Elisha E. Everett

751.

The motion to dismiss or affirm in this cause was submitted to the consideration of the Court on printed arguments by Mr. J. Hubley Ashton and Mr. E. Coppée Mitchell, in support of the same, and by Mr. George W. Biddle, in opposition thereto.

William Craig
652. vs. Appellant
Thomas Leidensdorfer

Mr. F. N. McGow. an filed and submitted to the consideration of the Court motion of Leann E. King to be substituted for Thomas Leidensdorfer as the party appellee in this cause, or for leave to intervene and be heard by the Court in all subsequent proceedings in this cause, which was opposed by Mr. R. H. Bradford, of counsel for the appellee. Whereupon, the Court, not being now here sufficiently advised of and concerning what order to render in the premises, took time to consider.

Ex parte: In the matter
of Julius A. Boyer et al
David E. Corneau
13. Original — Petitioners

Mr. Robert Rae asked and obtained leave to file petition for a writ of prohibition and said petition was submitted to the consideration of the Court on printed arguments by Mr. Robert Rae, in support of the same and by Mr. Charles E.

Ex parte: In the matter of Francis Schreiber, Sr., Gerhard Schreiber, Henry Schreiber & Conrad Schreiber trading as Schreiber & Sons
14. Original — Petitioners.

Mr. John J. Wilkinson asked and obtained leave to file petition for a writ of mandamus, and submitted to the consideration of the Court motion for a rule to show cause why said writ should not issue.

The American Bible Society et al.
709 vs. Appellants
Mary Price

On motion of Mr. George P. Strong, of counsel for the appellants, leave is hereby granted him to file a supplemental brief in this cause.

Richard Francis et al.
702 vs. Appellants
James M. Flinn

Mr. S. R. Beck with, of counsel for the appellants, submitted to the consideration of the Court motion to advance this cause.

Nathaniel Wilson,
Administrator &c.
88. vs. Plff. in Error
Josephine C. Arrick,
Adm'x. &c.

Mr. A. L. Worthington, of counsel for the plaintiff in error, submitted to the consideration of the Court motion to assign this case for argument. Whereupon, It is ordered by the Court that said motion be, and the same is hereby, denied. And it is further ordered that this cause be, and the same is hereby, continued until the next term.

The First National
Bank of Omaha
330. vs. Plff. in Error
John F. Redick

The motion to dismiss in this cause was submitted to the consideration of the Court on the record and printed argument by Mr D. G. Hull in behalf of Mr. J. F. Redick, in support of the same.

William Gray
360. vs. Plff. in Error
Mary Maple.

Mr. C. A. Black, of counsel for the defendant in error, filed and

submitted to the consideration of the Court motion to advance this cause.

530. Joseph B. Holland vs. Plff. in Error James H. Chambers

This cause was submitted to the consideration of the Court pursuant to the 32° rule, on the record and a printed argument by Mr. Fillmore Beall in behalf of Mr. J. O. Broadhead, of counsel for the dependant in error.

50. H. B. Claflin & Company vs. Plffs. in Error The Commonwealth Ins. Co.

51. H. B. Claflin & Company vs. Plffs. in Error The Western Assurance Co.

and

52. H. B. Claflin & Company vs. Plffs. in Error The Franklin Ins. Co.

Printed arguments on the question of jurisdiction in these cases were submitted to the consideration of the Court pursuant to the order entered on the 5th day of November last by Mr. John B. Sanborn, of counsel for

the plaintiffs in error, and by Mr. George E. Young, of counsel for the defendants in error.

68. Robert Mitchell et al. vs. Plffs. in Error William H. Hart. — The argument of this cause was continued by Mr. George F. Edmunds, of counsel for the defendant in error, and concluded by Mr. George P. Strong, of counsel for the plaintiffs in error.

161. Henry Miller & William Libbey, as A. T. Stewart & Co. vs. Plffs. in Error Edwin A. Merritt, Collector &c. — The argument of this cause was commenced by Mr. H. E. Tremaine, of counsel for the plaintiffs in error.

Proclamation being made, the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, December 18th 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice.
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford
Associate Justices

John G. Nicolay, Esquire, Marshal
James M. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court by Mr. L. T. Rice it is ordered that Evan Wilson, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

On motion first made to the Court by Mr. H. E. Tremain, it is ordered that Charles U. Clayton, Esquire, of New York City, be admitted to practice as an attorney and counselor of this Court & he was sworn accordingly.

1126. The United States vs. Appellant / Grant A. Behan

This cause was submitted to the consideration of the Court on the record and printed arguments, pursuant to the 20th rule, by Mr. Solicitor General Phillips, of counsel for the appellant, and by Mr. J. W. Douglass, of counsel for the appellee.

161. Henry Nilton & William Libby as A. T. Stewart & Co. vs. Plffs. in Error / Edwin A. Merritt, Collector &c.

The argument of this cause was continued by Mr Henry E. Tremain, of counsel for the plaintiffs in error, and by Mr. Solicitor General Phillips, of counsel for the

defendant in error, and contended by Mr. Henry E. Tremain of counsel for the plaintiffs in error.

The Houston & Texas Central Railroad Company vs. Ott in Error The United States	In Error to the Circuit Court of the United States for the Eastern District of Texas.

83.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Texas, and on the motion of Mr. Solicitor General Phillips of counsel for the defendant in error and his statement to the Court that the matters in controversy have been settled. It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed.

per Mr. Chief Justice Waite.

161	The Sioux City & Pacific Railroad Company vs. Pff. in Error The United States.	This cause was submitted to the consideration of the Court on the record and print.

ed arguments by Mr. E. L. Bailey, of counsel for the plaintiff in error, and by Mr. Solicitor General Phillips, of counsel for the defendant in error.

162	John Swann vs. Appellant Eben Wright, John M. Wright & George F. Fabyan as Executors &c. et al.	Mr. David Clopton, of counsel for the appellant, suggested the

death of Eben Wright and John M. two of the appellees in this cause.

162½	John Swann vs. Appellant George F. Fabyan as surviving Executor &c., et al.	The argument of this cause was commenced by Mr. David Clopton, of counsel for the

appellant, and continued by Mr. Moorfield Storey and Mr. P. Hamilton, of counsel for the appellees.

Proclamation being made, the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, December 19th 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice.
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford
Associate Justices.

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. A. H. Garland, it is ordered that Paul Jones, Esquire, of Nashville, State of Tennessee, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. H. Calkins, it is ordered that Orestes W. Nolen, Esquire, of Indianapolis, State of Indiana, be admitted to practice as an attorney and counselor of this Court and he was sworn accordingly.

The American Bible Society, et al.
709. vs. Appellants
Mary Price

On motion of Mr. William M. Springer, leave is hereby granted counsel for the appellee to file a supplemental brief in this cause

The Madison & Portage R.R. Co.
194. vs. Appellant
The North Wisconsin Railway Co. et al.

The Wisconsin Central R.R. Co.
195. vs. Appellant
The Madison & Portage R.R. Co. et al.

On motion of Mr. E. H. Abbott, of counsel,

	The North Wisconsin R.R. Co:	Ordered by
196.	vs. Appellant	the Court
	The Wisconsin Railroad	that these
	Farm Mortgage Land Co:	cases be,
	The Wisconsin Railroad	and the
	Farm Mortgage Land Co:	same are
197.	vs. Appellant	hereby, con-
	The North Wisconsin Rail-	tinued un-
	way Company et al.	til the next
	And	term, per
	The West Wisconsin Rail-	agreement
	way Co.	of counsel.
522.	vs. Appellant	
	The North Wisconsin	
	Railway Co: et al.	
	Frederick Hopt	On motion of
1043.	vs. Plff. in Error	Mr. Assistant
	The People of the Terri-	Attorney General
	tory of Utah.	Maury, Ordered

by the Court that this cause be, and the same is hereby, re-assigned for argument on the 15th day of January next, after No. 1207.

62.	John Swann vs. Appellant George F. Fabyan, as surviving Executor &c, et al.	The argument of this cause was concluded by Mr. S. F. Rice, of counsel for the appellant.
63.	John Swann et al. vs. Appellants Thomas Clark et al.	The argument of this cause was commenced by Mr. David Clopton, of counsel for the appellants, continued by Mr. Manfield Storey and Mr. P. Hamilton, of counsel for the appellees, and concluded by Mr. S. F. Rice, of counsel for the appellants.
125.	The United States vs. Appellant James O. Nixon	Appeal from the Court of Claims.

This cause came on to be heard on the transcript of the record from the Court of Claims, and on the motion of Mr. Solicitor General Phillips, of counsel for the

appellant. It is now here ordered and adjudged by this Court that this appeal be, and the same is hereby, dismissed.

per Mr. Chief Justice Waite.

George Taylor & F. C. Wood
164. vs. Appellants
Elizabeth Bemiss et al., by
W. B. Webb, their next friend.
Elizabeth Bemiss et al., by
W. B. Webb, their next friend
165. vs. Appellants
George Taylor & F. C. Wood
And
Laura J. Bemiss, (otherwise
Willis)
166. vs. Appellant
Elizabeth Bemiss et al, by
W. B. Webb, their next friend.

The argument of these cases was commenced by Mr. George S. Boutwell, of counsel for Taylor and Wood.

Proclamation being made, the Court is adjourned until tomorrow at twelve o'clock.

Thursday. December 20th 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford
Associate Justices.

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. W. Hallett Phillips, it is ordered that Abner S. Lathrop, Esquire, of Dallas, State of Texas, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. N. M. Ruffin, it is ordered that John C. Donnelly and Fred. A. Baker, Esquires, of Detroit, State of Michigan, be admitted to practice as attorneys and counselors of this Court, and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr Enoch Totten, it is ordered that John C. Watson, Esquire, of Nebraska City, State of Nebraska, and Charles W. Ogden, Esquire, of San Antonio, State of Texas, be admitted to practice as attorneys and counselors of this Court, and they were sworn accordingly.

1138. A. R. McDonald vs. C. E. Morey et al. Appellant

On motion of Mr J. Noble Hayes, of counsel for the appellant, and on stipulation of counsel, Ordered by the Court that leave be granted to use the record in the case of Morey & Dole, Appellants vs. McDonald & White, No. 23 on the docket of the

present from, on the trial of this cause; and that the cause be, and the same is hereby, assigned for argument on the 21st day of January, 1884.

The North American Neuchatel Rock Paving Company vs. The District of Columbia — Appellant

1230

Mr Solicitor General Phillips, of counsel for the appellant, having filed in open Court the following certificate, to wit:

"In the Court of Claims
December Term 1883.

The North American Neuchatel Rock Paving Company
vs.
The District of Columbia
} No. 7.

I hereby certify that an appeal to the Supreme Court of the United States was taken July 20th 1882, by the claimant from the judgment of the Court of Claims, rendered May 29th 1882, dismissing the petition, and that the record on appeal was

delivered to Claimant's attorney October 10th 1882.

In testimony whereof I have hereunto set my hand and affixed the seal of said Court of Claims this 8th day of December 1883 at the City of Washington.

(Seal)

John Randolph
Asst. Clerk Court of Claims."

and having stated that the appellant had altogether failed to file the record of said cause in this Court, or in any way to prosecute said appeal, moved the Court, in pursuance of the 9th rule, to have said appeal docketed and dismissed. On consideration whereof, It is now here ordered and adjudged by this Court that this appeal from the Court of Claims be, and the same is hereby, docketed and dismissed; And that this cause be, and the same is hereby, remanded to the said Court of Claims to be proceeded in according to law and justice.

per Mr. Chief Justice Waite.

The North American Manufactured Rock Paving Company
vs. Appellant
The District of Columbia

Mr. Solicitor General Phillips, of counsel for the

731.

appellee, having filed in open Court the following certificate, to wit:

"In the Court of Claims
December Term, 1883.

The North American Manufactured Rock Paving Company
vs.
The District of Columbia
} No. 43.

I hereby certify that an appeal to the Supreme Court of the United States was taken June 3d 1881, by the claimant from the judgment of the Court of Claims rendered on the 31st day of May 1881, dismissing the petition, and that the record on appeal was delivered to claimant's attorney July 6th 1881.

In testimony whereof I have hereunto set my hand and affixed the

(Seal)

seal of the Court of Claims this 3th. day of December, A. D. 1883, at the City of Washington.

John Randolph
Asst. Clk. Ct. of Claims."

and having stated that the appellant had altogether failed to file the record of said cause in this Court, or in any way to prosecute said appeal, moved the Court, in pursuance of the 9th. rule, to have said appeal docketed and dismissed. On consideration whereof, It is now here ordered and adjudged by this Court that this appeal from the Court of Claims be and the same is hereby docketed and dismissed; And that this cause be, and the same is hereby, remanded to the said Court of Claims to be proceeded in according to law and justice.

per Mr. Chief Justice Waite.

430. The United States vs. Plff. in Error Rudolph W. Ulrici et al.

And

Mr. Solicitor General Phillips, of counsel for the plaintiff in error in

892. The United States vs. Plff. in Error James M. Sutton et al. These causes, filed and submitted to the consideration of the Court motion to advance these causes and assign the same for argument together.

907. O. H. Hollister, Collector &c. vs. Plff. in Error Zion's Co-operative Mercantile Institution. And 1152. J. C. Willis, Collector &c. vs. Plff. in Error The Belleville Nail Co. Mr. Solicitor General Phillips, of counsel for the plaintiffs in error in these cases, filed and submitted to the consideration of the Court motion to advance these cases and assign the same for argument together.

	The Atchison, Topeka & Santa Fé Rail-road Company -	On motion of Mr. J. Hubley Ashton, in behalf of Mr. Wm M. Evarts, of counsel for the Atchison, Topeka & Santa Fé Rail-road Company, It is ordered That he be granted until the 15th day of January next in
905.	vs. Appellant	
	The Denver and New Orleans R.R. Co.	
	And	
	The Denver and New Orleans R.R. Co.	
955.	vs. Appellant	
	The Atchison, Topeka & Santa Fé Railroad Company.	

which to file a brief in these cases.

	The United States ex rel: William H. Warden	Mr. W. Warden of counsel for the plaintiff in error, filed and submitted
1223	vs. Plff in Error	
	William E. Chandler, Secretary &c.	

to the consideration of the Court motion to set aside the order denying the motion to advance this cause and for a re-hearing of said mo-

	George Taylor & F. C. Wood		The argu-
164.	vs.	Appellants	ment of these
	Elizabeth Bemiss et al.		causes was
	Elizabeth Bemiss et al.		continued
165.	vs.	Appellants	by Mr. George
	George Taylor & F. C. Wood		S. Boutwell,
	and		of counsel for
	Laura J. Bemiss, (other-		Taylor and
	wise Willis)		Wood, and by
166.	vs.	Appellant	Mr. Enoch
	Elizabeth Bemiss et al.		Totten, of
			counsel for

Elizabeth Bemiss et al., and concluded by Mr. George S. Boutwell, of counsel for Taylor and Wood, and submitted on printed argument by Mr Grant T. Browning, of counsel for Laura J. Bemiss, (otherwise Willis).

	Peter Lorillard & Charles		Appeal from
	Seidler, partners, under the		the Circuit
	firm name of P. Lorillard & Co		Court of the
168.	vs.	Appellants	United
	Eli Ridgeway		States for
			the Eastern

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Pennsylvania, and on the stipulation of counsel for the respective parties, on file. It is now here ordered, adjudged and decreed by this Court, that this appeal be, and the same is hereby, dismissed with costs.

per Mr. Chief Justice Waite.

169. Peter Lorillard and Charles Seidler, partners, under the firm name of P. Lorillard & Co. vs. Lewis Sellers & Enos L. Kern, partners under the firm name of Sellers & Kern. — Appeal from the Circuit Court of the United States for the Eastern District of Pennsylvania.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Pennsylvania, and on the

stipulation of counsel for the respective parties, on file, It is now here ordered, adjudged and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

per Mr. Chief Justice Waite.

	Adline P. Woodworth	Ordered by the
173.	vs. Appellant	Court that this
	John F. Blair et al.	cause be, and
		the same is here-

by, passed.

	Isaac N. Jenness	The argument
175.	vs. Plff. in Error	of this cause
	The Citizens National	was commenced
	Bank of Romeo.	by Mr. William
		B. Williams, of

counsel for the plaintiff in error. The Court declined to hear further argument in this cause.

176. George P. Humphrey vs. Sandford Baker — Appeal from the Circuit Court of the United States for the Eastern District of Michigan.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Michigan, and on the stipulation of the counsel for the respective parties on file. It is now here ordered, adjudged and decreed by this Court that this appeal be, and the same is hereby, dismissed, each party paying their own costs.

per Mr. Chief Justice Waite.

177. Harrison Goodwin et al. vs. The Colorado Mortgage and Investment Co. of London, limited. — Pltffs. in Error — This cause was submitted to the consideration of the Court on the record and a printed argument by Mr. E. J. Wells, of counsel for th

plaintiffs in error - No counsel appearing for the defendant in error.

182. John E. Hoff vs. Plff. in Error
The County of Jasper

This cause was argued by Mr. J. L. Bolstorm of counsel for the plaintiff in error - No counsel appearing for the defendant in error.

Proclamation being made, the Court is adjourned until Wednesday, January 2d 1884, at twelve o'clock.

Wednesday, January 2d, 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford
Associate Justices

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. A. H. Garland, it is ordered that John N. Rogers, Esquire, of Fort Smith, State of Arkansas, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John F Follett, it is ordered that Joseph Wilby, Esqure of Cincinnati, State of Ohio, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

Ex parte: In the matter of Jasper Yarbrough, James Yarbrough, Dillmus Yarbrough, Neal Yarbrough, Love Stretman Bold Emory, State Lemmons & E. H. Green. Petitioners

On motion of Mr J. L. Pugh, of counsel for the petitioners, leave is hereby granted to file a petition for writs of habeas corpus and certiorari.

1882. The County of Dixon vs. P[illegible] in Error Marshall Field

This cause was submitted to the consideration of the Court on the record and printed arguments, pursuant to the 20th rule, by

Mr. A. J. Poppleton and Mr. J. M. Thurston, of counsel for the plaintiff in error, and by Mr. W. L. Joy and Mr. George F. Wright, of counsel for the defendant in error.

958. E. J. Hart vs. Plff. in Error Marion Sansom et al. This cause was submitted to the consideration of the Court on the record and printed arguments, pursuant to the 20th rule, by Mr. U. Hallett Phillips and Mr. N. J. Leovy, of counsel for the plaintiff in error, and by Mr. A. B. Lathrop, of counsel for the defendants in error.

958. The District of Columbia vs. Plff. in Error Lewis Clephane This cause was submitted to the consideration of the Court on the record and printed arguments, pursuant to the 20th rule, by Mr A. G. Riddle, of counsel for the plaintiff in error, and by Mr. William F. Mattingly, Mr. S. S. Cox and Mr. W. A. Cook, of counsel for the defendant in error.

William Gardner et al.
303. vs. Appellants
Martin Hery et al.

This cause was submitted to the consideration of the Court on the record and a printed argument pursuant to the 20th rule, by Mr. E. N. Dickerson, of counsel for the appellants, and on the record by Mr. Francis Forbes, of counsel for the appellees.

Charles R. Bissell
880. vs. Plff. in Error
The Township of Spring Valley, Cherokee Co. Kansas

This cause was submitted to the consideration of the Court on the record and printed arguments, pursuant to the 20th rule, by Mr. Alva Ennis, of counsel for the plaintiff in error, and by Mr. W. H. Rossington, of counsel for the defendant in error.

The City of Jonesboro
1049. vs. Appellant
The Cairo & St. Louis Railway Co. et al.

This cause was submitted to the consideration of the Court on the

record and printed arguments, pursuant to the 20th rule, by Mr. William E. Day and Mr. Sidney Grear, of counsel for the appellant, and by Mr. George A. Sanders, of counsel for the appellees.

Charles L. Knippendorf
122 vs. Appellant
William L. Hyde et al.

This cause was submitted to the consideration of the Court on the record and printed arguments, pursuant to the 20th rule, by Mr. D. V. Burns, of counsel for the appellant, and by Mr. Lew Wallace and Mr. A. W. Hatch, of counsel for the appellees.

The United States
1144 vs. Appellant
Albert Grant, surviving partner &c.

The motion to dismiss or affirm in this cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Philip Phillips and Mr. W. Hallett Phillips, in support of the same, and by Mr. Solicitor General Phillips in opposition

	Augustus D. Juilliard	This cause was
9.	vs. Plff. in Error	submitted to the
	Thomas S. Greenman	consideration
		of the Court on

the record and printed arguments by Mr. George F. Edmunds and Mr William Allen Butler, of counsel for the plaintiff in error, and by Mr. James M^cKeen and Mr. Thomas H. Talbot, of counsel for the defendant in error.

	Alfred Slidell et al.	The argu-
587.	vs. Appellants	ment of these
	George H. Grandjean	cases was
	U.S. Deputy Surveyor	commenced
	Alfred Slidell et al.	by Mr. James
588.	vs. Appellants	L. Bradford,
	James G. Richardson	of counsel
	Register State Land Office &c	for the ap-
	Alfred Slidell et al.	pellants and
916.	vs. Appellants	plaintiffs
	Thomas J. Emler et al.	in error and
	and	
	Alfred Slidell et al.	continued
917.	vs. Plffs. in Error	by Mr.
	Charles Tschirn	Solicitor

General Phillips, of counsel for the appellee in No. 587, by Mr. William Grant, of counsel for the Appellees and defendant in error in Nos. 588, 916 and 917, and by Mr. James T. Bradford, of counsel for the appellants and plaintiffs in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday, January 3rd 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford
Associate Justices.

John F. Nicolay, Esquire, Marshal,
James H. McKenney, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. R. T. Merrick, it is ordered that William Robert Wilson, Esquire, of Elizabeth, State of New Jersey, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

186. Dallas County vs. Plff. in Error John W. McKenzie

On motion of Mr. Jeff. Chandler, leave is hereby granted counsel for the plaintiff in error to file a printed brief in this cause on or before the 17th inst., the cause to be submitted when reached.

1163. Charles L. Starr, Jacob Harris, Albert M. Fulton et al. vs. Plffs. in Error Orlando Perrine

In Error to the Circuit Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York and on the stipulation of counsel on file, and motion of Mr. F. T. Spriggs in behalf of counsel. It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is

hereby, dismissed with costs.

per Mr. Chief Justice Waite.

1015. The County of Otoe vs. Plff. in Error / John J. Baldwin

and

1235. John J. Baldwin vs. Plff. in Error / The County of Otoe.

These cases were submitted to the consideration of the Court on the record and printed arguments, pursuant to the 20th rule, by Mr. S. C. Watson, of counsel for the County of Otoe, and by Mr. J. M. Woolworth, of counsel for John J. Baldwin.

1022. C. J. Hambro & Son &c. vs. Plffs. in Error / A. W. Casey, Receiver &c.

This cause was submitted to the consideration of the Court on the record and printed arguments pursuant to the 20th rule, by Mr. T. L. Bayne, of counsel for the plaintiffs in error, and by Mr. J. D. Rouse and Mr. William Grant, of counsel for the defendant in error.

Alfred Slidell et al.
387. vs. Appellants
George N. Grandjean,
U. S. Deputy Surveyor

Alfred Slidell et al.
388. vs. Appellants
James G. Richardson,
Register of State Land Office &c.

Alfred Slidell et al.
916. vs. Appellants
John J. Emler et al.
and
Alfred Slidell et al.
917. vs. Plffs. in Error
Charles Tschirn

The argument of these causes was concluded by Mr. James L. Bradford, of counsel for the appellants and plaintiffs in error.

Samuel G. B. Cook
138. vs. Appellant
The Sandusky
Tool Co.

The depositions in relation to lost exhibits in this cause, taken pursuant to the order of this Court entered December 5th 1883, were opened and filed.

138. Samuel Y. B. Cook vs. The Sandusky Foot Co. Appellant

The argument of this cause was commenced by Mr. S. E. Paine, of counsel for the appellant, and continued by Mr. George H. Howard of counsel for the appellant, and Mr. N. D. Leggett, of counsel for the appellee.

Proclamation being made, the Court is adjourned until tomorrow at twelve o'clock.

Friday, January 4th 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford
Associate Justices

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. George Payson, it is ordered that Henry T. Helm, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counselor of this Court and he was sworn accordingly.

On motion first made to the Court on this behalf by Mr Solicitor General Phillips, it is ordered that Paul E. Means, Esquire, of Concord, State of North Carolina, be admitted to practice as an attorney and counselor of this Court and he was sworn accordingly.

Jane F. Farmer, Administratrix &c. vs. Plff in Error
209 vs. Samuel D Hinks

This cause was submitted to the consideration of the Court on the record and printed arguments, pursuant to the 20th rule, by Mr Solicitor General Phillips, of counsel for the plaintiff in error, and by Mr W. C. Burwell, of counsel for the defendant in error.

The United States vs. Appellant
1124 James D Graham

This cause was submitted to the consideration of the Court on the record and printed arguments,

pursuant to the 20th rule, by Mr. Solicitor General Phillips, of counsel for the appellant, and by Mr. R.B. Lines and Mr. C.F. Benjamin, of counsel for the appellee.

1127. The United States vs. Samuel G Lawton, Appellant

This cause was submitted to the consideration of the Court on the record and printed arguments, pursuant to the 20th rule, by Mr. Solicitor General Phillips, of counsel for the appellant, and by Mr. William E. Earle, of counsel for the appellee.

1143. Constance A. Nesbitt & Grant B. Schley, Executrix & Executor &c. vs. Plffs. in Error The Catasauqua Iron Company.

Ordered by the Court that the record in this cause be corrected, as per certificate of the Clerk of the Circuit Court of the United States for the Southern District of New York.

Constance C. Redfield & Frank B. Redfield, Executrix & Executor &c.
1143. vs. Plffs. in Error
The Ystalyfera Iron Company.

This cause was submitted to the considera tion of the Court on the record and printed argu ments, pursuant to the 20th rule, by Mr Solicitor General Phillips, of counsel for the plaintiffs in error, and by Mr. A. W. Cridwald, of counsel for the defend ant in error.

The United States
1125. vs. Appellant
James C. Dixon

On motion of Mr Solicitor General Phillips, leave is hereby granted the Clerk to issue the Mandate in this cause.

John E. White, Agent
1224. vs. Appellant
Joseph R. Crow et al.

This cause was submitted to the considera tion of the Court on the record and printed argu ments, pursuant to the 20th rule, by

Mr. J. S. Dixon, of counsel for the appellant, and by Mr. John D. Pope, of counsel for the appellees.

The United States ex rel:
George B. Chandler
1236. vs. Pff. in Error
Henry J. Lee et al., constituting The Board of County Commissioners of Dodge County

This cause was submitted to the consideration of the Court on the record and printed arguments, pursuant to the 20th rule, by Mr. William M. Munger, Mr. Louis A. Groff, and Mr. C. S. Montgomery, of counsel for the plaintiff in error, and by Mr. William Marshall, of counsel for the defendant in error.

Jose Aurrecoechea
1100. vs. Pff. in Error
Amos P. Wing.

This cause was submitted to the consideration of the Court on the record and a printed argument, pursuant to the 20th rule, by Mr. A. Chester, of counsel for the defendant in error. No

brief filed by counsel for the plaintiff in error.

Samuel G. B. Cook
138. vs. Appellant
The Sandusky Tool Co.

The argument of this cause was concluded by Mr. M. E. Cleveland, of counsel for the appellant.

Christian Bär
178. vs. Plff. in Error
William F. Preston

This cause was argued by Mr. George H. Forster, of counsel for the plaintiff in error, and by Mr. William C. DeWitt, of counsel for the defendant in error.

The Quebec Bank of Toronto
179. vs. Appellant
Max Hillman, Assignee &c.

The argument of this cause was commenced by Mr. Joseph Willey, of counsel for the appellant.

Proclamation being made, the Court is adjourned until Monday next at twelve o'clock.

Monday, January 7th 1884.

Pursuant to adjournment, the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford
Associate Justices.

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr Chester N. Smith, it is ordered that D. Dirlam, Esquire, of Mansfield, State of Ohio, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. F. B. Grinnell, it is ordered that S. E. Brown, Esquire, of New York City, New York, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. N. Bonaparte it is ordered that George Hill Howard, Esquire, of San Francisco, State of California, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. L. A. Duncan, it is ordered that Samuel W. Weis, Esquire, of New York City, be admitted to practice as an attorney and counselor of this Court, and he was sworn accordingly.

	Ex parte: In the matter of Julius A. Boyer and David E. Corneau	On consideration of the petition for a writ of prohibition
13.	Original — Petitioners.	

and of the argument of counsel thereupon had, as well in support of as against the same, It is ordered by the Court that said petition be, and the same is hereby, denied.
per Mr. Justice Blatchford

	Lucas Estey, Wm. H. Fuller and Julius Estey	Appeal from the Circuit Court of the United States for the District of Vermont.
85.	vs. Appellants	
	Riley Burdett	

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Vermont and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed

with costs, and that the cause be remanded to the said Circuit Court with direction to dismiss the bill with costs.

Per Mr. Justice Blatchford

136. William E. Clements vs. The Oakes Excavating Apparatus Company

Appeal from the Circuit Court of the United States for the District of Maryland

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Maryland and was argued by counsel. On consideration whereof it is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby remanded to the said Circuit Court with direction to dismiss the bill, with costs.

John Joseph Albright, William E. Barker & Andrew Langdon, partners, as Langdon, Albright & Co.		Appeal from the Supreme Court of the District of Columbia.
51.	vs. Appellants	
Samuel Emery Sr.		

This cause came on to be heard on the Transcript of the record from the Supreme Court of the District of Columbia, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Supreme Court, in General Term, in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Blatchford.

The Winchester Repeating Arms Manufacturing Company		Appeal from the Supreme Court of the Territory of Utah.
52.	vs. Appellant	
William W. Fenno		

This cause came on to be heard on the

Transcript of the record from the Supreme Court of the Territory of Utah and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Supreme Court in this cause be, and the same is hereby, reversed with costs, and that this cause be, and the same is hereby, remanded to the said Supreme Court with direction to it to reverse the judgment of the First Judicial District Court of Utah Territory and to take or direct such further proceedings in the suit as may be according to law and in conformity with the opinion of this Court.

per Mr. Justice Blatchford.

N. W. Wiman, Treasurer of the United States vs. Pltf. in Error
The United States ex rel: Eminel P. Halstead, Administrator of the estates of John M. Pulliam and John F. Pulliam, and as trustee by order

392. In Error to the Supreme Court of the District of Columbia

This cause came on to be heard on the transcript of the record from the Supreme Court of the District of Columbia, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Supreme Court with directions to dismiss the petition.

per Mr. Justice Gray.

Herman S. Bachman, Nathan S. Bachman & David S. Bachman vs. Plffs. in Error James Lawson, William Augustus Walker, James Lawson Jr. and Thomas S. Sandford.

160. In Error to the Superior Court of the City of New York.

This cause came on to be heard on the transcript of the record from the Superior Court of the City of New York, being

possession of the record and proceedings upon a remittitur from the Court of Appeals of the State of New York, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Superior Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Gray.

James Bendey & Charlotte Bendey vs. Amos Townsend & William Brigham

118. Appeals

Appeal from the Circuit Court of the United States for the Western District of Michigan.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Michigan and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that

the decree of the said Circuit Court in this cause be, and the same is hereby, reversed, each party paying its own costs in this Court; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to enter a decree for the plaintiffs with costs, modified by striking out the allowance of the solicitor's fee.

per Mr. Justice Gray.

A. Austin Smith
Gyo. vs. Plff. in Error
Samuel C. Greenhow

In Error to the Circuit Court of the United States for the Eastern District of Virginia.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Virginia and was argued by counsel. On consideration whereof. It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in

this cause be, and the same is hereby, reversed with costs, and that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to proceed therein in conformity with law.

per Mr Justice Matthews.

133. The Potomac Steamboat Company, George Parker and Thomas Parker vs. The Upper Potomac Steamboat Company — Appeals from the Supreme Court of the District of Columbia.

and

134. The Potomac Steamboat Company vs. The Inland & Seaboard Coasting Company — Appellant.

This cause came on to be heard on the transcript of the record from the Supreme Court of the District of Columbia and

was argued by counsel. On consideration whereof, it is now here ordered, adjudged and decreed by this Court that the decree of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Matthews.

Dissenting: Mr. Justice Miller
Mr. Chief Justice Waite.

(Mr. Justice Bradley did not sit in these cases).

	The Chicago & Alton Railroad Company v John B. Dumont	Appeals from the Circuit Court of the United States for the Northern District of Illinois
144.	vs. Appellants	
	The Union Rolling Mill Company	
	and	
	The Massachusetts Mutual Life Insurance Company	
172.	vs. Appellant	
	The Union Rolling Mill Company	

These causes came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois and were argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in these causes be, and the same is hereby, affirmed with costs and interest until paid, at the same rate per annum that similar decrees bear in the Courts of the State of Illinois.

Per Mr. Justice Woods.

153. Isolina E. Howard vs. Adelaide Sophia Carusi, John McLean Carusi, Philippe Estelle Caulfield, Samuel Pollando Carusi, Thornton Carusi and Genevieve E. Carusi.

Appeal from the Supreme Court of the District of Columbia.

This cause came on to be heard on the transcript of the record from the

Supreme Court of the District of Columbia, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Woods.

The County of Sherman in the State of Nebraska vs. Plff. in Error Henry W. Simonds

In Error to the Circuit Court of the United States for the District of Nebraska.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Nebraska, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs and interest,

until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Nebraska.

per Mr. Justice Woods.

177. Harrison Goodwin and Elizabeth Goodwin vs. Plffs. in Error The Colorado Mortgage and Investment Company of London (Limited). In Error to the Circuit Court of the United States for the District of Colorado.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Colorado, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Harlan.

Oliphant L. Martin, Sheriff of Daviess County, Missouri, William W. Clevenger, Sheriff of Caldwell County, Missouri, & The Daviess County Savings Association, of Gallatin, Missouri,

vs. Appellants

Albert S. Webb, Robert L. Belt, Exct & William F. Lane, Trustee under the will of Henry R. Remsen, deceased, Lew E. Darrow, George W. Grant & David W. McNair

Appeal from the Circuit Court of the United States for the Western District of Missouri.

801.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Missouri and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Harlan.

1068. Henry W. Holland vs. Laura A. Chalken — Appellant — Appeal from the Circuit Court of the United States for the District of Nebraska.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Nebraska, and was argued by counsel. On consideration whereof it is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court with leave to the defendant to answer the bill.

Per Mr. Justice Field.

142. The Cedar Rapids & Missouri River Railroad Company & The Iowa Railroad [illegible] a Company vs. Benjamin Herring. — Plaintiffs in Error

The Cedar Rapids & Missouri River Railroad Company & The Iowa Railroad Land Company

1443. vs. Plaintiffs in Error

John T. Lake.

The Cedar Rapids & Missouri River Railroad Company & The Iowa Railroad Land Company

1444. vs. Plaintiffs in Error

Lewis Iddings.

The Cedar Rapids & Missouri River Railroad Company & The Iowa Railroad Land Company

1445. vs. Plaintiffs in Error

Daniel J. Cutter

The Cedar Rapids & Missouri River Railroad Company and The Iowa Railroad Land Company,

1446. vs. Plaintiffs in Error

Patrick Dundon.

The Cedar Rapids & Missouri River Railroad Company & The Iowa Railroad Land Company.

1447. vs. Plaintiffs in Error

Elijah W. Brooks

The Cedar Rapids & Missouri River Railroad Company & The Iowa Railroad Land Company

1448. vs. Plaintiffs in Error

David Greenstreet

The Cedar Rapids & Missouri River Railroad Company & The Iowa Railroad Land Company

149. vs. Plaintiffs in Error

Catharine M. Worster

And

The Cedar Rapids & Missouri River Railroad Company & The Iowa Railroad Land Company

150. vs. Plaintiffs in Error

William T. Boyd.

In Error to the Supreme Court of the State of Iowa.

These causes came on to be heard on the transcript of the record from the Supreme Court of the State of Iowa, and were argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in these causes be, and the same is hereby, affirmed with costs.

per Mr. Justice Miller.

	The Cedar Rapids and Missouri River Railroad Company and The Iowa Railroad Land Company	In Error to the Supreme Court of the State of Iowa.
1139.	vs.	Plffs. in Error
	Hannah Jewell, Dora Jewell and Ella Jewell, heirs of Anderson Jewell, deceased.	

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Iowa, and was argued by counsel. On consideration whereof, it is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Miller.

George Taylor vs Frank C. Wood
164. vs. Appellants
Elizabeth Bemiss, Belle Bemiss
& Mattie Bemiss, by their next
friend William B. Webb.
Elizabeth Bemiss, Belle Bemiss
& Mattie Bemiss, by their next
friend William B. Webb
165. vs. Appellants
George Taylor vs Frank C. Wood
Ux
Laura F. Bemiss (Thomas Willis)
166. vs. Appellant
Elizabeth Bemiss, Belle Bemiss
& Mattie Bemiss, by their next
friend William B. Webb.

Appeals from the Supreme Court of the District of Columbia.

This cause came on to be heard on the Transcript of the record from the Supreme Court of the District of Columbia, on appeal and cross appeals, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Supreme Court in this

cause be, and the same is hereby, reversed; And that this cause be, and the same is hereby, remanded to the said Supreme Court with directions to dismiss the bill. Costs in this Court to be paid by Elizabeth Bemis, Ella Bemis and Mattie Bemis by their next friend William B. Webb, and Laura J. Bemis (otherwise Willis).

per Mr. Justice Miller.

John T. Gilmer, Chas. J. Salisbury & Monroe Salisbury
152. vs. Plffs. in Error
Chester W. Higley.

In Error to the Supreme Court of the Territory of Montana.

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of Montana, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said

Supreme Court in this cause be, and the same is hereby, reversed with costs and that this cause be, and the same is hereby, remanded to the said Supreme Court with directions to award a new trial.

per Mr. Justice Miller.

157. The United States vs. Plff. in Error
Daniel M. Carey & a
John A. Walsh.

In Error to the Circuit Court of the United States for the District of Louisiana

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Louisiana, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed; And that this cause be, and

the same is hereby remanded to the Circuit Court of the United States for the Eastern District of Louisiana.

per Mr. Chief Justice Waite.

158. The United States vs. Plff. in Error Daniel M. Carey — In Error to the Circuit Court of the United States for the District of Louisiana.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Louisiana, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Eastern District of Louisiana.

per Mr. Chief Justice Waite.

Isaac N. Jennis
175. vs. Plff. in Error
The Citizens National
Bank of Romeo

District of Michigan.

In Error to
the Circuit
Court of the
United States
for the Eastern

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Michigan, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction

per Mr. Chief Justice Wayne.

John E. Hoff
182. vs. Plff. in Error
The County of Jasper,
in the State of Missouri

In Error to the
Circuit Court
of the United
States for the
Western District
of Missouri

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Missouri, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Chief Justice Waite.

The Susquehanna Boom Company, N. Brown, Charles Kibard, et al. vs. The West Branch Boom Company.

374 Plffs. in Error

In Error to the Supreme Court of the State of Pennsylvania.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Pennsylvania and on the motion to dismiss, which was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ

of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

per Mr. Chief Justice Waite.

530. Joseph B. Noland vs. Off. in Error James M. Chambers In Error to the Circuit Court of the United States for the Eastern District of Missouri.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Missouri, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Chief Justice Waite

709. The American Bible Society and The Missionary Society of the Methodist Episcopal Church of the United States of America. vs. Mary Price

Appellants

Appeal from the Circuit Court of the United States for the Southern District of Illinois.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Illinois, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Chief Justice Waite

Frederick J. Frelinghuysen
Secretary of State
891. vs. Plff. in Error
The United States ex relation
John J. Kay.

In Error to the Supreme Court of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Supreme Court of the District of Columbia, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby reversed with costs; And that this cause be, and the same is hereby, remanded to the said Supreme Court with directions to dismiss the petition.

per Mr. Chief Justice Fuller.

995. The United States ex rel: The La Abra Silver Mining Company vs. Pltf. in Error Frederick T. Frelinghuysen, Secretary of State. — In Error to the Supreme Court of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Supreme Court of the District of Columbia, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Chief Justice Waite.

14. Ex parte: In the matter of Francis Schreiber Jr., Gerhard Schreiber, Henry Schreiber and Conrad Schreiber, trading as Schreiber & Sons. Original — Petitioners. — On consideration of the motion for a rule to show cause why

a writ of mandamus should not issue as prayed in the petition. It is ordered by the Court that said motion be, and the same is hereby, denied, and that the said petition be, and the same is hereby, dismissed.

per Mr Chief Justice Waite.

969. Thomas Pindexter vs. Plff. in Error Samuel C. Greenhow

971. William L. White vs. Plff. in Error Samuel C. Greenhow

and

972. Samuel L. Carter vs. Plff. in Error Samuel C. Greenhow.

Ordered by the Court that the submission of these cases pursuant to the 20th rule be, and the same is hereby, vacated, and the cases restored to their original places on the docket for oral argument when reached.

per Mr. Chief Justice Waite.

951. Henry L. Pitt et al. vs. Plffs. in Error Elisha E. Everett

Ordered by the Court that the motion to dismiss in this cause be, and the same is hereby, set down for argument with the cause on its merits.

per Mr. Chief Justice Waite.

430. The United States vs. Plff. in Error Rudolph W. Ulrici et al.

and

852. The United States vs. Plff. in Error James M. Sutton et al.

On consideration of the motion to advance these cases, It is ordered by the Court that said motion be, and the same is hereby, granted, and the cases are assigned for argument as one case on the first day in March that the Court may be in session.

per Mr. Chief Justice Waite.

O. J. Hollister, Collector &c.
107. vs. Plff. in Error
Zion's Co-operative Mercantile Institution.

and

Jonathan C. Willis, Collector &c.
1152. vs. Plff. in Error
The Belleville Nail Company.

On consideration of the motion to advance these cases It is ordered by the Court that said motion be, and the same is hereby, granted, and the cases are assigned for argument as one case next after Nos. 430 and 852 on the first day in March that the Court may be in session.

per Mr. Chief Justice Waite.

William Gray
860. vs. Plff. in Error
Mary Maple.

On consideration of the motion to advance this cause, It is ordered by the Court that said motion be, and the same is hereby, denied.

per Mr. Chief Justice Waite.

902. Richard Francis et al. vs. James M. Finn. Appellants

On consideration of the motion to advance this cause. It is ordered by the Court that said motion be and the same is hereby, denied.

per Mr. Chief Justice Waite.

1223. The United States ex rel: William W. Warden vs. William E. Chandler, Secretary of the Navy. Plff. in Error

On consideration of the motion to set aside the order denying the motion to advance this cause. It is ordered by the Court that said motion be, and the same is hereby, denied.

per Mr. Chief Justice Waite.

652. William Craig vs. Thomas Leitensdorfer Appellant

On consideration of the motion to substitute Leann E. King for Thomas Leitensdorfer as the party appellee in this cause, or for leave to intervene and

be heard by counsel in all proceedings hereafter. It is ordered by the Court that the motion to substitute be, and the same is hereby, denied, but leave is hereby granted counsel for said Seaman A. King to file printed arguments on the final hearing of the cause, or upon any motions made in the progress of the cause which may be supposed to affect her interests.

per Mr. Chief Justice Waite.

Ex parte: In the matter of Jasper Yarbrough, James Yarbrough, Dillmus Yarbrough, Neal Yarbrough, Love Streetman, Bold Emory, Hale Simmons and E. H. Green. 15. Original — Petitioners.

On consideration of the petition of Yarbrough et al, it is now

here ordered by the Court that the Marshal of the United States for the Northern District of Georgia, or such other person or persons as may have the petitioners, or either of them, in custody or confinement, show cause before this

Court on Tuesday, the 22d day of January A. D. 1884, at twelve o'clock, noon, or as soon thereafter as counsel can be heard, why writs of habeas corpus should not issue as prayed for in said petition.

per Mr. Chief Justice Waite.

120 Joseph Hurtado vs. Plff. in Error The People of the State of California. Ordered by the Court that this cause be, and the same is hereby, re-assigned for argument on the 22d instant.

per Mr. Chief Justice Waite.

Order.

Ordered that the following revision of the rules be approved and adopted as the rules of this Court, viz:

Rules
of the
Supreme Court of the United States.

1.
Clerk.

1. The Clerk of this Court shall reside and keep the office at the seat of the National Government, and he shall not practice, either as attorney or counsellor, in this court or in any other court while he shall continue to be Clerk of this court.

2. The clerk shall not permit any original record or paper to be taken from the Court-room, or from the office, without an order from the Court, except as provided by Rule 10.

2.

Attorneys and counsellors.

1. It shall be requisite to the admission of attorneys or counsellors to practice in this court, that they shall have been such for three years past in the supreme courts of the States to which they respectively belong, and that their private and professional character shall appear to be fair.

2. They shall respectively take and subscribe the following oath or affirmation, viz:

I, , do solemnly swear (or affirm) that I will demean myself as an attorney and counsellor of this Court, uprightly and according to law; and that I will support the Constitution of the United States.

3.

Practice

This court considers the former practice of the courts of King's bench and Chancery, in England, as affording outlines for the practice of this court; and will, from time to time, make

such alterations therein as circumstances may render necessary.

4.

Bill of Exceptions.

The judges of the Circuit and District Courts shall not allow any bill of exceptions which shall contain the charge of the Court at large to the jury in trials at common law, upon any general exception to the whole of such charge. But the party excepting shall be required to state distinctly the several matters of law in such charge to which he excepts; and those matters of law, and those only, shall be inserted in the bill of exceptions and allowed by the Court.

5.

Process.

1. All process of this Court shall be in the name of the President of the United States.

2. When process at common law or

in equity shall issue against a State, the same shall be served on the Governor, or chief executive magistrate, and attorney general of such State.

3. Process of subpoena, issuing out of this court, in any suit in equity, shall be served on the defendant sixty days before the return day of the said process; and if the defendant, on such service of the subpoena, shall not appear at the return day, the complainant shall be at liberty to proceed ex parte.

6.

Motions.

1. All motions to the court shall be reduced to writing, and shall contain a brief statement of the facts and objects of the motion.

2. One hour on each side shall be allowed to the argument of a motion, and no more, without special leave of the court, granted before the argument begins.

3. No motion to dismiss, except on

special assignment by the court, shall be heard, unless previous notice has been given to the adverse party, or the counsel or attorney of such party.

4. All motions to dismiss writs of error and appeals, except motions to docket and dismiss under Rule 9, must be submitted in the first instance on printed briefs or arguments. If the court desires further argument on that subject it will be ordered in connection with the hearing on the merits. The party moving to dismiss shall serve notice of the motion with a copy of his brief or argument on the counsel for the plaintiff in error or appellant of record in this court, at least three weeks before the time fixed for submitting the motion in all cases except where the counsel to be notified resides west of the Rocky Mountains, in which case the notice shall be at least thirty days. Affidavits of the deposit in the mail of the notice and brief to the proper address of the counsel to be served

duly post-paid, at such time as to reach him by due course of mail, the three weeks or thirty days before the time fixed by the notice, will be regarded as prima facie evidence of service on counsel who reside without the District of Columbia. On proof of such service, the motion will be considered unless, for satisfactory reasons, further time be given by the court to either party.

5. There may be united, with a motion to dismiss a writ of error or an appeal, a motion to affirm on the ground that, although the record may show that this court has jurisdiction, it is manifest the writ or appeal was taken for delay only, or that the question on which the jurisdiction depends is so frivolous as not to need further argument.

6. The court will not hear arguments on Saturday (unless for special cause it shall order to the contrary) but will devote that day to the other business of the court. The motion-day shall be Monday of each week; and motions not required by the

by the rules of the court to be put on the docket shall be entitled to preference immediately after the reading of opinions. if such motions shall be made before the court shall have entered upon the hearing of a case upon the docket

7.

Law Library.

1. During the session of the court, any gentleman of the bar having a case on the docket and wishing to use any book or books in the law library, shall be at liberty, upon application to the clerk of the court, to receive an order to take the same (not exceeding at any one time three) from the library, he being thereby responsible for the due return of the same within a reasonable time, or when required by the Court.

It shall be the duty of the clerk to book, in a book for that purpose, a record of all books so delivered, which are to be charged against the party receiving the same. And in case the same shall

not be so returned, the party receiving the same shall be responsible for, and forfeit and pay, twice the value thereof, and also one dollar per day for each day's detention beyond the limited time.

2. The clerk shall deposit in the law library, to be there carefully preserved, one copy of the printed record in every case submitted to the court for its consideration, and of all printed motions, briefs or arguments filed therein.

3. The marshal shall take charge of the books of the court, together with such of the duplicate law books as Congress may direct to be transferred to the court, and arrange them in the conference room, which he shall have fitted up in a proper manner; and he shall not permit such books to be taken therefrom by any one except the justices of the court.

8.

Writ of error, Return and Record.

1. The clerk of the court to which any

writ of error may be directed shall make return of the same by transmitting a true copy of the record, and of the assignment of errors, and of all proceedings in the case, under his hand and the seal of the court.

2. In all cases brought to this court, by writ of error or appeal to review any judgment or decree, the clerk of the court by which such judgment or decree was rendered shall annex to and transmit with the record a copy of the opinion or opinions filed in the case.

3. No case will be heard until a complete record, containing in itself, and not by reference, all the papers, exhibits, depositions and other proceedings which are necessary to the hearing in this court, shall be filed.

4. Whenever it shall be necessary or proper, in the opinion of the presiding judge in any circuit court, or district court exercising circuit court jurisdiction, that original papers of any kind should be inspected in this court upon

writ of error or appeal, such presiding judge may make such rule or order for the safe keeping, transporting and return of such original papers as to him may seem proper; and this court will receive and consider such original papers in connection with the transcript of the proceedings.

5. In cases where final judgment is rendered more than thirty days before the first day of the next term of this court, the writ of error and citation, if taken before, must be returnable on the first day of said term, and be served before that day; but in cases where the judgment is rendered less than thirty days before the first day, the writ of error and citation may be made returnable on the third Monday of the said term, and be served before that day.

6. The record in cases of admiralty and maritime jurisdiction, when under the requirements of law the facts have been found in the court below, and the power of review is limited to the determination of questions of law arising on the record, shall be

confined to the pleadings, the findings of fact and conclusions of law thereon, the bills of exceptions, the final judgment or decree, and such interlocutory orders and decrees as may be necessary to a proper review of the case.

9.

Docketing cases.

1. In all cases where a writ of error or an appeal shall be brought to this court from any judgment or decree rendered thirty days before the commencement of the term, it shall be the duty of the plaintiff in error or appellant to docket the case and file the record thereof with the clerk of this court within the first six days of the term; and if the writ of error or appeal shall be brought from a judgment or decree rendered less than thirty days before the commencement of the term it shall be the duty of the plaintiff in error or appellant to docket the case and file the record thereof with the clerk of this court within the

first thirty days of the term; and if the plaintiff in error or appellant shall fail to comply with this rule, the defendant in error or appellee may have the case docketed and dismissed, upon producing a certificate from the clerk of the court wherein the judgment or decree was rendered stating the case, and certifying that such writ of error or appeal has been duly sued out and allowed. And in no case shall the plaintiff in error or appellant be entitled to docket the case and file the record after the same shall have been docketed and dismissed under this rule, unless by order of the Court.

2. But the defendant in error or appellee may, at his option, docket the case and file a copy of the record with the clerk of the court; and if the case is docketed and a copy of the record filed with the clerk of this court by the plaintiff in error or appellant within the periods of time above limited and prescribed by this rule, or by the defendant in error or appellee at any time thereafter during the

term, the case shall stand for argument at the term.

3. Upon the filing of the transcript of a record brought up by writ of error or appeal, the appearance of the counsel for the party docketing the case shall be entered.

4. In all cases where the period of thirty days is mentioned in this rule, it shall be extended to sixty days in writs of error and appeals from California, Oregon, Nevada, Washington, New Mexico, Utah, Arizona, Montana & Idaho.

10.

Printing records.

1. In all cases the plaintiff in error or appellant on docketing a case and filing the record shall enter into an undertaking with the clerk, with surety to his satisfaction, for the payment of his fees, or otherwise satisfy him in that behalf.

2. The clerk shall cause an estimate to be made of the cost of printing the

record, and of his fee for preparing it for the printer and supervising the printing, and shall notify the party docketing the case the amount of the estimate. If he shall not pay it within a reasonable time, the clerk shall notify the adverse party, and he may pay it. If neither party shall pay it, and for want of such payment the record shall not have been printed when a case is reached in the regular call of the docket, after March 1, 1884, the case shall be dismissed.

3. Upon payment by either party of the amount estimated by the clerk twenty-five copies of the record shall be printed, under his supervision, for the use of the Court and of counsel.

4. In cases of appellate jurisdiction the original transcript on file shall be taken by the clerk to the printer. But the clerk shall cause copies to be made for the printer of such original papers, sent up under Rule 8, Section 4, as are necessary to be printed; and of the whole record in cases of original

5. The clerk shall supervise the printing and see that the printed copy is properly indexed. He shall distribute the printed copies to the justices and the reporter, from time to time, as required, and a copy to the counsel for the respective parties.

6. If the actual cost of printing the record together with the fee of the clerk, shall be less than the amount estimated and paid, the amount of the difference shall be refunded by the clerk to the party paying it. If the actual cost and clerk's fee shall exceed the estimate, the amount of the excess shall be paid to the clerk before the delivery of a printed copy to either party or his counsel.

7. In case of reversal, affirmance or dismissal with costs, the amount of the cost of printing the record and of the clerk's fee shall be taxed against the party against whom costs are given, and shall be inserted in the body of the mandate or other proper process.

8. Upon the clerk's producing satisfactory evidence, by affidavit or its

acknowledgement of the parties or their sureties, of having served a copy of the bill of fees due by them respectively, in this court, on such parties or their sureties, an attachment shall issue against such parties or sureties, respectively, to compel payment of the said fees.

II.
Translations.

Whenever any record transmitted to this court upon a writ of error or appeal shall contain any document, paper, testimony or other proceedings in a foreign language, and the record does not also contain a translation of such document, paper, testimony or other proceeding, made under the authority of the inferior court, or admitted to be correct, the record shall not be printed, but the case shall be reported to this court by the clerk and the court will thereupon remand it to the inferior court in order that a translation may be there supplied and inserted in the record.

12.

Further proof.

1. In all cases where further proof is ordered by the court, the depositions which may be taken shall be by a commission, to be issued from this court, or from any circuit court of the United States.

2. In all cases of admiralty and maritime jurisdiction, where new evidence shall be admissible in this court, the evidence by testimony of witnesses shall be taken under a commission to be issued from this court or from any circuit court of the United States, under the direction of any judge thereof. And no such commission shall issue but upon interrogatories, to be filed by the party applying for the commission, and notice to the opposite party or his agent or attorney accompanied with a copy of the interrogatories so filed, to file cross-interrogatories within twenty days from the service of such notice. Provided, however, That nothing in this rule

shall prevent any party from giving oral testimony in open court in cases where by law it is admissible.

13.

Objections to evidence in the record.

In all cases of equity or admiralty jurisdiction, heard in this court, no objection shall hereafter be allowed to be taken to the admissibility of any deposition, deed, grant or other exhibit found in the record as evidence, unless objection was taken thereto in the court below and entered of record; but the same shall otherwise be deemed to have been admitted by consent.

14.

Certiorari.

No certiorari for diminution of the record will be hereafter awarded in any case, unless a motion therefor shall be made in writing, and the facts on which the same is founded shall, if not admitted by the other party, be verified by affidavit. And all motions

for such certiorari must be made at the first term of the entry of the case; otherwise the same will not be granted, unless upon special cause shown to the court, accounting satisfactorily for the delay.

15.

Death of a party.

1. Whenever, pending a writ of error or appeal in this court, either party shall die, the proper representatives in the personality or reality of the deceased party, according to the nature of the case, may voluntarily come in and be admitted parties to the suit, and thereupon the case shall be heard and determined as in other cases; and if such representatives shall not voluntarily become parties, then the other party may suggest the death on the record, and thereupon, on motion, obtain an order that unless such representatives shall become parties within the first ten days of the ensuing term, the party moving

for such order, if defendant in error, shall be entitled to have the writ of error or appeal dismissed; and if the party so moving shall be plaintiff in error, he shall be entitled to open the record, and on hearing have the judgment or decree reversed, if it be erroneous; Provided, however, that a copy of every such order shall be printed in some newspaper of general circulation within the State, Territory or District from which the case is brought, for three successive weeks, at least sixty days before the beginning of the term of the Supreme Court then next ensuing.

2. When the death of a party is suggested and the representatives of the deceased do not appear by the tenth day of the second term next succeeding the suggestion, and no measures are taken by the opposite party within that time to compel their appearance, the case shall abate.

3. When either party to a suit in a circuit court of the United States shall desire to prosecute a writ of error or appeal to the Supreme Court of the

United States, from any final judgment or decree, rendered in the circuit court, and at the time of suing out such writ of error or appeal the other party to the suit shall be dead and have no proper representative within the jurisdiction of the court which rendered such final judgment or decree, so that the suit cannot be revived in that court, but shall have a proper representative in some State or Territory of the United States, the party desiring such writ of error or appeal may procure the same, and may have proceedings on such judgment or decree superseded or stayed in the same manner as is now allowed by law in other cases, and shall thereupon proceed with such writ of error or appeal as in other cases. And within thirty days after the commencement of the term to which such writ of error or appeal is returnable, the plaintiff in error or appellant shall make a suggestion to the court, supported

by affidavit, that the said party was dead when the writ of error or appeal was taken or sued out, and had no proper representative within the jurisdiction of the court which rendered said judgment or decree, so that the suit could not be revived in that court, and that said party had a proper representative in some State or Territory of the United States and stating therein the name and character of such representative, and the State or Territory in which such representative resides; and, upon such suggestion, he may, on motion, obtain an order that, unless such representative shall make himself a party within the first ten days of the ensuing term of the court, the plaintiff in error or appellant shall be entitled to open the record, and, on hearing, have the judgment or decree reversed, if the same be erroneous; Provided, However, That a proper citation reciting the substance of such order shall be served on such representative, either personally or by being left at his

residence at least sixty days before the beginning of the term of the Supreme Court then next ensuing; And provided, also, That in every such case, if the representative of the deceased party does not appear by the tenth day of the term next succeeding said suggestion, and the measures above provided to compel the appearance of such representative have not been taken within the time as above required, by the opposite party, the case shall abate: And provided, also, That the said representative may at any time before or after said suggestion come in and be made a party to the suit, and thereupon the case shall proceed, and be heard and determined as in other cases.

16.

No appearance of plaintiff.

Where no counsel appears and no brief has been filed for the plaintiff in error or appellant, when the case is

called for trial, the defendant may have the plaintiff called and the writ of error or appeal dismissed, or may open the record and pray for an affirmance.

17.

No appearance of defendant.
Where the defendant fails to appear when the case is called for trial, the court may proceed to hear an argument on the part of the plaintiff and give judgment according to the right of the case.

18.

No appearance of either party.
When a case is reached in the regular call of the docket, and there is no appearance for either party, the case shall be dismissed at the cost of the plaintiff.

19.

Neither party ready at second term.
When a case is called for argument at two successive terms, and upon the call at the second term neither party is

prepared to argue it, it shall be dismissed at the cost of the plaintiff, unless sufficient cause is shown for further postponement.

20.

Printed arguments.

1. In all cases brought here on writ of error, appeal or otherwise, the court will receive printed arguments without regard to the number of the case on the docket, if the counsel on both sides shall choose to submit the same within the first ninety days of the term; but twenty-five copies of the arguments, signed by attorneys or counsellors of this court, must be first filed.

2. When a case is reached in the regular call of the docket, and a printed argument shall be filed for or. or both parties, the case shall stand on the same footing as if there were an appearance by counsel.

3. When a case is taken up for trial on the regular call of the docket, and argued

orally in behalf of only one of the parties no printed argument for the opposite party will be received, unless it is filed before the oral argument begins, and the court will proceed to consider and decide the case upon the ex parte argument.

4. No brief or argument will be received, either through the clerk or otherwise, after a case has been argued or submitted, except upon leave granted in open court after notice to opposing counsel.

21.
Briefs.

1. The counsel for the plaintiff in error or appellant shall file with the clerk of the court, at least six days before the case is called for argument, twenty-five copies of a printed brief, one of which shall, on application, be furnished to each of the counsel engaged upon the opposite side.

2. This brief shall contain, in the order here stated —

(1) A concise abstract, or statement of the case, presenting succinctly the questions involved and the manner in which they are raised.
(2) A specification of the errors relied upon, which, in cases brought up by writ of error, shall set out separately and particularly each error asserted and intended to be urged; and in cases brought up by appeal the specification shall state, as particularly as may be, in what the decree is alleged to be erroneous. When the error relied is to the admission or to the rejection of evidence the specification shall quote the full substance of the evidence admitted or rejected. When the error alleged is to the charge of the court the specification shall set out the part referred to totidem verbis, whether it be instructions given or instructions refused. When the error alleged is to a ruling upon the report of a master the specification shall state the exception to the report and the action of the court upon it

(3.) A brief of the argument, exhibiting a clear statement of the points of law or fact to be discussed, with a reference to the pages of the record and the authorities relied upon in support of each point. When a statute of a State is cited, so much thereof as may be deemed necessary to the decision of the case shall be printed at length.

3. The counsel for a defendant in error or an appellee shall file with the clerk twenty-five printed copies of his argument at least three days before the case is called for hearing. His brief shall be of a like character with that required of the plaintiff in error or appellant, except that no specification of errors shall be required, and no statement of the case unless that presented by the plaintiff in error or appellant is controverted.

4. When there is no assignment of errors, as required by section 997 of the Revised Statutes, counsel will not be heard, except at the request of the court; and errors not specified according to this rule will

be disregarded, but the court at its discretion may order a plain error not assigned or specified.

5. When, according to this rule, a plaintiff in error or an appellant is in default, the case may be dismissed on motion; and when a defendant in error or an appellee is in default he will not be heard except on consent of the adversary and by request of the court.

6. When no counsel appears for one of the parties and no printed brief or argument is filed, only one counsel will be heard for the adverse party; but if a printed brief or argument is filed the adverse party will be entitled to be heard by two counsel.

22.

Oral arguments.

1. The plaintiff or appellant in the court shall be entitled to open and conclude the argument of the case. But when there are cross-appeals they shall be argued together as one case, and the plaintiff in the court

below shall be entitled to open and conclude the argument.

2. Only two counsel will be heard for each party on the argument of a case.

3. Two hours on each side will be allowed for the argument, and no more, without special leave of the court, granted before the argument begins. The time thus allowed may be apportioned between the counsel on the same side, at their discretion: Provided, always, That a fair opening of the case shall be made by the party having the opening and closing arguments.

23.

Interest.

1. In cases where a writ of error is prosecuted to this court, and the judgment of the inferior court is affirmed, the interest shall be calculated and levied, from the date of the judgment below until the same is paid, at the same rate that similar judgments bear interest in the courts of the State

where such judgment is rendered.

2. In all cases where the writ of error shall delay the proceedings on the judgment of the inferior court, and shall appear to have been sued out merely for delay, damages at a rate not exceeding ten per cent. in addition to interest, shall be awarded upon the amount of the judgment.

3. The same rule shall be applied to decrees for the payment of money in cases in equity, unless otherwise ordered by this Court.

4. In cases in admiralty, interest shall not be allowed unless specially directed by the Court.

Rule.

Costs.

1. In all cases where any suit shall be dismissed in this Court, except where the dismissal shall be for want of jurisdiction, costs shall be allowed to the defendant in error or appellee, unless otherwise agreed by the parties.

2. In all cases of affirmance of any judgment or decree in this court, costs shall be allowed to the defendant in error or appellee, unless otherwise ordered by the court.

3. In cases of reversal of any judgment or decree in this court, costs shall be allowed to the plaintiff in error or appellant, unless otherwise ordered by the court. The cost of the transcript of the record from the court below shall be a part of such costs, and be taxable in that court as costs in the case.

4. Neither of the foregoing sections shall apply to cases where the United States are a party; but in such cases no costs shall be allowed in this court for or against the United States.

5. In all cases of the dismissal of any suit in this court, it shall be the duty of the clerk to issue a mandate or other proper process, in the nature of a procedendo, to the court below, for the purpose of informing such court of the proceedings in this court, so that

further proceedings may be had in such court as to law and justice may appertain.

6. When costs are allowed in this court, it shall be the duty of the clerk to insert the amount thereof in the body of the mandate, or other proper process, sent to the court below, and annex to the same the bill of items taxed in the suit.

7. In pursuance of the act of March 3, 1883, authorizing and empowering this court to prepare a table of fees to be charged by the clerk of this court, the following table is adopted:

For docketing a case and filing and endorsing the transcript of the record, five dollars.

For entering an appearance, twenty-five cents.

For entering a continuance, twenty-five cents.

For filing a motion, order or other paper, twenty-five cents.

For entering any rule, or for

making or copying any record or other paper twenty cents per folio of each one hundred words.

For transferring each case to a subsequent docket and indexing the same, one dollar.

For entering a judgment or decree, one dollar.

For every search of the records of the court, one dollar.

For a certificate and seal, two dollars.

For receiving, keeping and paying money in pursuance of any statute or order of court, two per cent on the amount so received, kept and paid.

For an admission to the bar and certificate under seal, ten dollars.

For preparing the record or a transcript thereof for the printer, indexing the same, supervising the printing, and distribution of the printed copies to the justices, the reporter, the law library and the parties or their counsel, fifteen cents per folio.

For making a manuscript copy of the record, when required under Rule 10,

twenty cents per folio but nothing in addition for superintending the printing.

For issuing a writ of error and accompanying papers, five dollars.

For a mandate or other process five dollars.

For filing briefs, five dollars for each party appearing.

For every copy of any opinion of the court or any justice thereof, certified under seal, one dollar for every printed page, but not to exceed five dollars in the whole for any copy.

25.

Opinions of the Court.

1. All opinions delivered by the court shall, immediately upon the delivery thereof, be handed to the clerk to be recorded. And it shall be the duty of the clerk to cause the same to be forthwith recorded, and to deliver a copy to the reporter as soon as the same shall be recorded.

2. The original opinions of the court

shall be filed with the clerk of this court for preservation.

3. Opinions printed under the supervision of the justices delivering the same need not be copied by the clerk into a book of records; but at the end of each term the clerk shall cause such printed opinions to be bound in a substantial manner into one or more volumes, and when so bound they shall be deemed to have been recorded within the meaning of this rule.

26.

Call and order of the docket.

1. The court, on the second day in each term, will commence calling the cases for argument in the order in which they stand on the docket, and proceed from day to day during the term in the same order; (except as hereinafter provided;) and if the parties, or either of them, shall be ready when the case is called, the same will be heard; and if neither party shall be ready to

proceed in the argument, the case shall go down to the foot of the docket, unless some good and satisfactory reason to the contrary shall be shown to the court.

2. Ten cases only shall be considered as liable to be called on each day during the term, including the one under argument.

3. Criminal cases may be advanced by leave of the court on motion of either party.

4. Cases once adjudicated by the court upon the merits, and again brought up by writ of error or appeal, may be advanced by leave of the court on motion of either party.

5. Revenue and other cases in which the United States are concerned, which also involve or affect some matter of general public interest, may also by leave of the court be advanced on motion of the attorney-general.

6. All motions to advance cases must be printed and must contain a brief statement of the matter involved,

with the reasons for the application.

7. No other case will be taken up out of the order on the docket or be set down for any particular day, except under special and peculiar circumstances to be shown to the court. Every case which shall have been called in its order and passed and put at the foot of the docket shall, if not again reached during the term it was called, be continued to the next term of the court.

8. Two or more cases, involving the same question, may, by the leave of the court, be heard together; but they must be argued as one case.

9. If, after a case has been passed under circumstances which do not place it at the foot of the docket, the parties shall desire to have it heard, they may file with the Clerk their joint request to that effect, and the case shall then be by him reinstated for call ten cases after that on the argument, or next to be called at the end of the day the request is filed. If the

parties will not unite in such a request, either may move to take up the case, and it shall then be assigned to such place upon the docket as the court may direct.

10. No stipulation to pass a case without hearing it at the foot of the docket will be recognized as binding upon the court. A case can only be so passed upon application made and leave granted in open court.

27.

Adjournment

The court will, at every term, announce on what day it will adjourn at least ten days before the time which shall be fixed upon, and the court will take up no case for argument, nor receive any case upon printed briefs, within three days next before the day fixed upon for adjournment.

28.

Dismissing cases in vacation.

Whenever the plaintiff and defendant in a writ of error pending in this court, or the appellant and appellee in an appeal, shall in vacation, by their attorneys of record, sign and file with the clerk an agreement in writing directing the case to be dismissed, and specifying the terms on which it is to be dismissed as to costs, and shall pay to the clerk any fees that may be due to him, it shall be the duty of the clerk to enter the case dismissed, and to give to either party requesting it a copy of the agreement filed; but no mandate or other process shall issue without an order of the court.

29.

Supersedeas.

Supersedeas bonds in the circuit courts must be taken, with good and sufficient security, that the plaintiff in error or appellant shall prosecute his writ or appeal to effect,

and answer all damages and costs if he fail to make his plea good. The indemnity, where the judgment or decree is for the recovery of money not otherwise secured, must be for the whole amount of the judgment or decree, including just damages for delay, and costs and interest on the appeal; but in all suits where the property in controversy necessarily follows the event of the suit, as in real actions, replevin, and in suits on mortgages, or where the property is in the custody of the marshal under admiralty process, as in case of capture or seizure, or where the proceeds thereof, or a bond for the value thereof, is in the custody or control of the court, indemnity in all such cases is only required in an amount sufficient to secure the sum recovered for the use and detention of the property, and the costs of the suit, and just damages for delay, and costs and interest on the appeal.

30.

Rehearing.

A petition for rehearing after judgment can be presented only at the term at which judgment is entered, unless by special leave granted during the term; and must be printed and briefly and distinctly state its grounds, and be supported by certificate of counsel; and will not be granted or permitted to be argued, unless a justice who concurred in the judgment desires it, and a majority of the court so determines.

31.

Form of printed records and briefs.

All records, arguments and briefs printed for the use of the court must be in such form and size that they can be conveniently bound together so as to make an ordinary octavo volume.

32.

Writs of error and appeals under section 5 of the act of March 3, 1875.

1. Writs of error and citations under section 5 of the act of March 3, 1875, to determine the jurisdiction of the circuit courts of the United States and to regulate the removal of causes from the State courts, and for other purposes, for the review of orders of the circuit courts dismissing suits, or remanding suits to a State court, must be made returnable within thirty days after the date and be served before the return day.

2. In all cases where a writ of error or appeal is brought to this court under the provisions of that act, it shall be the duty of the plaintiff in error or the appellant to docket the case and file the record in this court within thirty-five days after the date of the writ of error or the taking of the appeal, if there shall be a term of the court then sitting at that time, and if not, then during

the first six days of the next term. If default be made in this particular, proceedings to docket and dismiss may be had as in other cases.

3. All such cases will be advanced on motion, and heard under the rules prescribed by Rule 6 in regard to motions to dismiss writs of error and appeals.

4. As soon as such a case is docketed and advanced, the record shall be printed, unless the parties stipulate to the contrary and file their stipulation with the clerk.

5. In all cases where a period of thirty days is included in the times fixed by this rule it shall be extended to sixty days in writs of error and appeals from California, Oregon or Nevada.

33.

Models, Diagrams, and Exhibits of material.

All models, diagrams and exhibits of material, placed in the custody of the marshal for the inspection of the court on the hearing of a case, must be taken away by the parties within one month after

the case is decided. When this is not done, it shall be the duty of the marshal to notify the counsel in the case, by mail or otherwise, of the requirements of this rule; and if the articles are not removed within a reasonable time after the notice is given, he shall destroy them, or make such other disposition of them as to him may seem best.

The Attorney General presented the following resolutions adopted at a meeting of the Bar of the Supreme Court of the United States held to pay respect to the memory of the late Jeremiah S. Black, and asked that they be entered on the minutes of the Court.

Resolved, That the members of the Bar of the Supreme Court of the United States have received with a sense of profound regret the intelligence of the death of Jeremiah S. Black, of the

State of Pennsylvania, once Chief Justice of the Supreme Court of that State, Attorney General and Secretary of State of the United States, and eminently distinguished as a practitioner at this bar and as a jurist of unsurpassed ability.

Resolved, That the memory of the deceased deserves to be cherished with the utmost veneration by the members of this bar as that of a lawyer profoundly versed in the science of the law and worthy to be ranked with the greatest and ablest of our age and country; a statesman illustrious for his public services, a ready scholar, a vigorous writer, unexcelled as a logician, and in all the relations of life an eminent and most worthy citizen.

Resolved, That the Attorney General of the United States be requested to communicate these resolutions to the Court, with the request that they be entered on its records.

Resolved, That these resolutions be also communicated to the family of the deceased, with the expression of

the sympathy and condolence of the members of this bar.

The Attorney General, after reading the resolutions, addressed the Court as follows:

May it please your Honors,

I am instructed that on an occasion like this it is customary to make some few remarks. I am prompted not only by reason of the duty imposed upon me, and the custom of the occasion, but by the sincere respect I have always felt towards this gentleman. More than thirty years ago the Constitution of Pennsylvania was changed, and the old bench of the Supreme Court passed away, and new men were chosen by popular vote. At that time Judge Black was one of the newly elected Judges, and became Chief Justice of the Court. It was then I first made his acquaintance.

It was my good fortune to enjoy a comfortable practice at the bar of that

Court, and that led to a social intimacy between us which was never broken down to the day of his death.

I passed many happy moments with him: long and pleasant walks and talks we had together in years gone by. I am and ever have been, proud of the friendship he bestowed upon me. When I came here to hold the office I now occupy he was among the first to greet me. Frequently during the past two years we spent many cheerful hours together. Within a short time before his death we had a long, warm and earnest interview. He parted from me with words of tenderness and affection. I can almost hear him now as he left me.

But those days have gone and he has gone.

"Eheu! fugaces, Postume, Postume
Labuntur anni: nec pietas moram
Rugis et instanti senectae
Afferet indomitaeque morti."

It is the recollection of all these years of pleasant intercourse that prompts

me now to speak as I do of him; confining myself more to my personal knowledge of him than to a recital of the history of his great career, or a description of the grand qualities he possessed. Why should I speak of them? All men know them. They are a part of the common history of the Bar of this country - of the country itself. The resolutions that I have read, that speak and testify for the Bar of this Court, set forth in full and strong terms the just description of his high characteristics.

He was a remarkable man; he was a wonderful man; he had great gifts; and all who enjoyed the benefit of personal intercourse with him felt the force of his presence. I can see him now, as we all knew him, with his square masculine person. I shall say of him now what I have said to him, that he reminded me of that remarkable character described by Charles Lamb in his quaint and beautiful essay upon the Old Benchers

of the Inner Temple, when he spoke of Thomas Lowenday. He said: "His step was massy and elephantine; his gait was peremptory and path-keeping."

How often has he stood before this Court when he had risen to the very pinnacle of professional honor! – passing, as he did, from one point of promotion to another. How often has he stood before this court displaying those wonderful qualities, those marvellous qualities of advocacy! He was the very king of disputants! His words were as pure and weighty as gold and as glittering as steel. No wretched fallacy stood in his path that he did not pursue it with merciless energy until it was slaughtered at his feet.

He was a scholar; he was a lawyer; he was a statesman; he was a noble hearted just man.

"Justum et tenacem propositi virum
Non civium ardor prava jubentium
Non vultus instantis tyranni
Mente quatit solida, neque Auster."

But he has passed away! And yet his labors will not be forgotten. They will be remembered for years and years to come. The work that he left behind him was greater than he was himself. And so it is, the work of great thinkers and great actors remains long after their names sometimes have perished from the recollection of men. Southey, in his "Doctor", says this: That when Wilkie was in Spain and in the Escurial, followed by an old Jeronomite monk, he wandered through the galleries of that huge palace, looking at its great works of art. Presently they stood before a large picture of the "Last Supper", hanging in the refectory. The monk said to him as Wilkie gazed at it: "And so you look at that with admiration Sir?" — admiration mingled with other feelings. When I entered here a young man, there hung that picture. All those who were in the monastery with me at that time have passed away, and

so have nearly all those who came after me; and there I remain, and there is that picture, and I look at the figures in it, and remember those that have been with me, likewise looking at it, and I am sometimes tempted to think that we are but the shadows and that picture is the reality."

So it is with all the works of genius of all the great thinkers and the great workers of this world. Their works remain and they pass away, until like the Jeronomite we are tempted to say: the works are the realities, the men were but the shadows.

And thus it is he has passed away, shadow like passed away, but leaving his great works behind him,— his deeds of forensic force and power, done in this great tribunal, in the cause of law and public order and the cause of humanity and public duty.

I could go on in this way, tempted by the melancholy, and yet

not unpleasant sadness of my subject to wander off until I should be involved in the deep shadows of such thoughts: but I must remember where I am and what I have to do, and so end these few words of reflection and honest admiration for a grand man and a dear friend: and I could do it in no better way than by adverting to a sentiment expressed by a great judge, in a great case. That touches this thought of mortality - that mortality which having come to him we now meet to deplore, while we praise him, that mortality which sooner or later must come to all of us.

In the trial of the great contest about the Earldom of Oxford, in the time of Charles the First, it is reported in the books that Lord Chief Justice Crewe delivered an opinion. I shall here recall a passage in his eloquent exordium that will apply to my present purpose. Speaking of the Earl of Oxford, he says:

I heard a great peer of this realm, and a learned lay, when he found there was no king in Christendom had such a subject as the Earl of Oxford. I have labored to make a covenant with myself, that affection may not press upon judgment; for I suppose that there is no man that hath any apprehension of gentry or nobleness but this affection stands to the continuance of so noble a name and house, and would take hold of a twig or twine thread to uphold it. And yet time hath his revolutions, there must be a period and an end to all temporal things, finis rerum, an end of names and dignities and whatsoever is terrene, - and why not of De Vere? For where is Bohun? Where is Mowbray? Where is Mortimer? Nay which is more and most of all, where is Plantagenet? They are entombed in the urns and sepulchres of mortality."

So may we all now say: Where are all these great worthies that have stood here before this Court, benefiting

their country, honoring their profession and helping their race? Where are they? Where we will soon be, entombed in the urns and sepulchres of mortality!

The Chief Justice responded as follows:

The high position which Mr. Black had at the bar and in the administration of public affairs, his varied attainments and great ability and his official connection at times with the court - once as Attorney General of the United States and again as Reporter of the decisions of the court - make it eminently proper that the request of the bar should be granted. Their resolutions, therefore, and your remarks, Mr. Attorney General, in presenting them may be entered on the minutes.

12. Ex parte: In the matter of John Kitz. Original — Petitioner

On motion of Mr. George B. Corkhill leave is hereby granted to file the return to the rule to show cause issued in this case.

12. Ex parte: In the matter of John Kitz. Original — Petitioner.

On motion of Mr. O. D. Barrett, of counsel for the petitioner. Ordered by the Court that the argument on the return to the rule in this case be, and the same is hereby, postponed for the present.

959. The City of New Orleans vs. Appellant. The U. S. ex rel: Myra Clark Gaines.

And

960. The City of New Orleans vs. Plff. in Error The U. S. ex rel: Myra Clark Gaines.

The motion to increase the amount of the supersedeas bond in these cases was submitted to the

consideration of the Court are further arguments by Mr. Wilfrid Laurier and Mr. John A. Campbell, in support of the same, and by Mr. J. K. Cockburn in opposition thereto

The Canada Southern Railway Co.		On motion of Mr. Frank W. Hackett, in behalf of Counsel, Leave is hereby granted the Clerk to issue the Mandates in these cases.
72. vs.	Plff. in Error	
W.H. Gebhard & A. Limbert, Executors &c.		
The Canada Southern Railway Co.		
73. vs.	Plff. in Error	
William H. Gebhard.		
The Canada Southern Railway Co.		
74. vs.	Plff. in Error	
William H. Gebhard		
Ex		
The Canada Southern Railway Co.		
619. vs.	Plff. in Error	
W. H. Gebhard & A. Limbert, Executors &c.		

99. A. B. Miller vs. The Mayor &c. of the City of New York et al. Appellant

On motion of Mr. Frank W. Hackett on behalf of counsel, leave is hereby granted the Court to issue the Mandate in this cause.

1172. Samuel A. Peugh vs. Henry E. Davis. Appellant

The motion to vacate the supersedeas and to dismiss in this cause was submitted to the consideration of the Court by Mr. H. E. Davis in behalf of Mr. A. G. Riddle, in support of the same, and by Mr. J. J. Crittenden and Mr. M. F. Morris, in opposition thereto.

2. Ex parte: In the matter of The Canada Southern Railway Company. Original — Petitioner.

On motion of Mr. W. A. Maury, in behalf of counsel,

Ordered by the Court that the return-day of the rule to show cause heretofore issued in this case be, and the same

is hereby, postponed until the next term, per stipulation.

William Ward et al. vs. Appellants George W. Berlin. 214.

On motion of Mr. W. A. Maury in behalf of counsel for the appellee, leave is hereby granted the Clerk to issue the Mandate in this cause.

The Central Iowa Railway Co. vs. Appellant J. C. Grinnell, Receiver 1216.

On motion of Mr. J. C. Grinnell leave is hereby granted him to file a supplemental affidavit in opposition to the motion to rescind the decree docketing and dismissing this appeal and for leave to docket the cause.

The Board of County Commissioners of Labette County, Kansas et al. vs. Plffs. in Error The U. S. ex rel: C. F. Moulton. 622.

On motion of Mr. E. E. Brown, of counsel for

the defendant in error, Ordered by the Court that a writ of Certiorari to bring up a complete record in this cause be, and the same is hereby, granted.

1117. Horace D. Moore vs. Belle F. Page. Appellant

This cause was submitted to the consideration of the Court on an agreed record and printed arguments, pursuant to the 20th rule, by Mr. H. F. Helm, of counsel for the appellant, and by Mr. E. S. Isham and Mr. William Burry, of counsel for the appellee.

1232 Robert E. Jenkins, Assignee vs. Berthold Loewenthal et al. Plff. in Error

This cause was submitted to the consideration of the Court on an agreed record and printed arguments, pursuant to the 20th rule, by Mr. W. J. Burgess, of counsel for the plaintiff in error, and by Mr. Julius Rosenthal and Mr. A. M. Pence, of counsel for the defendants in error.

David Dows & Co.
1182 vs. Plffs. in Error
P.P. Johnson

This cause was submitted to the consideration of the Court on the record and printed arguments, pursuant to the 20th rule, by Mr. Henry S. Monroe, of counsel for the plaintiffs in error, and by Mr. S. M. Chapman and Mr. W. F. Sapp, of counsel for the defendant in error.

The Quebec Bank
of Toronto
179 vs. Appellant
Max Hellman,
Assignee &c.

The argument of this cause was continued by Mr. Joseph Wilby of counsel for the appellant.

Proclamation being made, the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, January 8th 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford
Associate Justices.

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

179. The Dubuque Bank of Toronto vs. Max Hellman, Assignee et al. Appellant

The argument of this cause was continued by Mr. John F. Follett, of counsel for the appellee, and concluded by Mr. Joseph Wilby, of counsel for the appellant.

	Esek Bussey & C. A. McLeod vs. Appellants The Excelsior Manufacturing Co. And The Excelsior Manufacturing Co.	These causes were argued by Mr. Charles F. Hunt, of counsel for Bussey & McLeod and by Mr Samuel A. Duncan, of counsel for the Excelsior Manufacturing Company.
180.		
181.	vs. Appellant Esek Bussey & C. A. McLeod.	
	Charles T. Price vs. Appellant George P. Bissell, Trustee, et al.	Ordered by the Court that this cause be, and the same is hereby, passed.
184.		
	Addison P. Brown vs. Appellant Edwin P. Benedict & Isaac Benedict & The U. S. Wind Engine & Pump Company.	Appeal from the Circuit Court of the United States for the District of New Jersey.
185.		

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of New Jersey, and on the authority of counsel for the appellant on file. It is now here ordered adjudged and decreed by this Court that this appeal be and the same is hereby dismissed with costs.

per Mr. Chief Justice Waite.

Dallas County
186. vs. Plff. in Error
John W. McKenzie

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. John P. Ellis, of counsel for the plaintiff in error, and by Mr. J. B. Henderson, Mr. J. C. Fletcher and Mr. G. H. Reynolds, of counsel for the defendant in error.

Proclamation being made, the Court is adjourned until tomorrow at twelve o'clock.

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Wednesday, January 9th 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present.

The Honorable Morrison R. Waite Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford

John L. Nicolay, Esquire, Marshal
James M. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. James A. Hopkins, it is ordered that John A. Gorman, Esquire, of Hazleton State of Pennsylvania, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John F. Follett, it is ordered that John A. Hutchinson, Esquire, of Parkersburg, State of West Virginia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

W. G. Smith & F. Hurst
127. vs. Plffs. in Error
Malcolm McNeal et al.

On motion of Mr. Samuel Shella-barger, of

counsel for the plaintiffs in error, leave is hereby granted the Clerk to issue the Mandate in this cause.

George L. Bright
151. vs. Plff in Error
Lucius Phipps

On motion of Mr. B. F. Jones, in behalf of counsel, leave is hereby granted the Clerk to issue the Mandate in this cause.

Eliza N. Cutler
187. vs. Pff. in Error
George L. Sours et al.

The argument of this cause was commenced by Mr. Solicitor General Phillips, of counsel for the plaintiff in error, continued by Mr. H. C. Bliss and Mr. Henry S. Neal, of counsel for the defendants in error, and concluded by Mr. Solicitor General Phillips, of counsel for the plaintiff in error.

Thomas J. Oliphant
188. vs. Pff. in Error
John Hartley

Ordered by the Court that this cause be, and the same is hereby, continued until the next term.

Rufus Barringer et al.
190. vs. Appellants
The Victsburg & Meridian Railroad Company et al.

Ordered by the Court that this caus be, and the same is hereby, continued until the next term.

The Lake Shore &
Michigan Southern
Railway Company
191. vs. Appellant
The National Bank
Lake Shor Company

The argument
of this cause was
commenced by
Mr George Boyd
of counsel for the
appellant, and
continued by
Mr. Thomas A. Banning, of counsel for the
appellee.

Proclamation being made, the Court
is adjourned until tomorrow at twelve
o'clock.

Thursday, January 10th 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan — Associate
William B. Woods — Justices.
Stanley Matthews
Horace Gray and
Samuel Blatchford

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. Thomas A. Banning, it is ordered that Peter W. Stagg, Esquire, of Hackensack, State of New Jersey, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Sarah A. Clayton and Richard Mackey
18. vs. Plffs. in Error
Sarah A. Clayton, widow &c.

On motion of Mr. N. M. Teller of counsel for the plaintiffs in error, Ordered by the Court that the order continuing this cause until the next term be, and the same is hereby rescinded and annulled.

Sarah A. Clayton and Richard Mackey
18. vs. Plffs. in Error
Sarah A. Clayton, widow &c.

The death of Sarah A. Clayton, one of the plaintiffs in error in this cause, having been here-tofore suggested, on motion of Mr. N. M. Teller, of counsel for the plaintiffs in error, It is ordered by the Court that Allison C. Clayton and Ella J. Cheesman, heirs of Sarah A. Clayton, deceased, be, and they are hereby made parties plaintiffs in error in this cause.

Allison C. Cheely & Ella S. Cheely, heirs vs., et al. vs. Plffs. in Error
M. Sarah A. Clayton, widow vs.

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Willard Fuller, of counsel for the plaintiffs in error, and by Mr. L. C. Rockwell, of counsel for the defendant in error.

Elisha Ruckman vs. Plff. in Error
Peter A. Demarest, Collector of the Township of Harrington, County of Bergen.

Mr. Peter W. Stagg, of counsel for the defendant in error, having presented in open Court a certificate from the Clerk of the Court of Errors and Appeals of the State of New Jersey, moved the Court to docket and dismiss this cause pursuant to the 9th rule. Whereupon this Court not being now here sufficiently advised of and concerning what order to render in the premises took time to consider.

191. The Lake Shore & Michigan Southern Railway Company vs. Appellant
The National Car Brake Shoe Co.

The argument of this cause was continued by Mr. Thomas A. Canning, of counsel for the Appellee, and concluded by Mr. George Payson, of counsel for the appellant.

192. George J. Lammon et al. vs. Plffs. in Error
Louis Feusier & A. Brugier, Executors &c.

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. John A Hutchinson, of counsel for the plaintiffs in error and by Mr. M. N. Stone, of counsel for the defendants in error.

193. John F. Vinal vs. Plff. in Error
The West Virginia Oil & Oil Land Company.

This cause was submitted to the consideration of the Court on

the record and printed arguments by Mr. John A. Hutchinson, of counsel for the plaintiff in error, and by Mr. Nathan Goff, Jr., of counsel for the defendant in error.

Charles P. Choteau et al.
198. vs. Appellants
E. L. M. Barlow, surviving
Executor vs.

The argument of this cause was commenced by Mr. Melville C. Day, of counsel for the appellants, and continued by Mr. W. D. Shipman and Mr. W. P. Clough, of counsel for the appellee.

Proclamation being made, the Court is adjourned until tomorrow at twelve o'clock.

Friday, January 11th 1884

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford
Associate Justices.

John G. Nicolay, Esquire, Marshal
James M. McKenney, Clerk.

Proclamation being made the Court is opened.

198. Charles P. Chouteau et al. vs. S. L. M. Barlow, surviving Executor &c. Appellants

The argument of this cause was continued by Mr. W. P. Clough, of counsel for the appellee, and concluded by Mr. Roscoe Conkling, of counsel for the appellants.

The Illinois Central Railroad Company
112. vs. Appellant
Laura B. Turrill, Administratrix &c.
And
The Michigan Southern & Northern Indiana R.R. Co.
113. vs. Appellant
Laura B. Turrill, Administratrix &c.

The argument of these cases was commenced by Mr. George Payson, of counsel for the appellants, and continued by Mr. L. L. Bond, of counsel for the appellee.

Proclamation being made, the Court is adjourned until Monday next at twelve o'clock.

Monday, January 14th 1884.

Pursuant to adjournment the Court met to day at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan — Associate
William B. Woods — Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford
John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. James L. Pugh, it is ordered that Henry B. Tompkins, Esquire, of Atlanta, State of Georgia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William E. Earle it is ordered that James L. Orr, Esquire, of Greenville, State of South Carolina, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. F. Bogswell, it is ordered that George Du Relle, Esquire, of Louisville, State of Kentucky, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Casey Young, it is ordered that William R. Poston and E. W. Metcalf, Esquires, of Memphis, State of Tennessee, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

Horace B. Claflin, Edward E. Eames, Horace J. Fairchild, William S. Dunn, Dexter N. Force Daniel Robinson and John Claflin, copartners as H. B. Claflin & Co.

50. vs. Plaintiffs in Error

The Commonwealth Insurance Company of Boston, Massachusetts.

Horace B. Claflin, Edward E. Eames, Horace J. Fairchild, William S. Dunn, Dexter N. Force, Daniel Robinson and John Claflin, copartners as H. B. Claflin & Co.

51. vs. Plaintiffs in Error

The Western Insurance Company of Toronto, Canada.

And

Horace B. Claflin, Edward E. Eames, Horace J. Fairchild, William S. Dunn, Dexter N. Force, Daniel Robinson and John Claflin, copartners, as H. B. Claflin & Co.

52. vs. Plaintiffs in Error

The Franklin Insurance Company of St. Louis, Missouri.

In Error to the Circuit Court of the United States for the District of Minne.

These causes came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Minnesota, and were argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgments of the said Circuit Court in these cases be, and the same are hereby, affirmed with costs.

per Mr. Justice Matthews.

Henry Milton and William Libbey, composing the firm of Alexander J. Stewart & Company

vs. Plffs. in Error

Edwin A. Merritt Collector of the Port of New York.

In Error to the Circuit Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and was

argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

Mr. Justice Woods.

The Kellogg Bridge Company
vs. Plff. in Error
Thomas A Hamilton

In Error to the Circuit Court of the United States for the Northern Dist. of Ohio.

59.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Ohio and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs and interest, unless paid, at

the same rate per annum that similar judgments bear in the Courts of the State of New York

per Mr. Justice Harlan.

Bessie Allen, Harry Allen, Frankie Allen, Nellie Swords, N. L. Swords and B. F. Allen Appellants vs. Thomas F. Withrow and William L. Scott.	Appeal from the Circuit Court of the United States for the District of Iowa.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Iowa and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be and the same is hereby affirmed with costs; And that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Southern District of Iowa.

The Perfection Window Cleaner Company vs. Daniel W Bosley.

Appeal from the Circuit Court of the United States for the Northern District of Illinois.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois, and was argued by counsel. On consideration whereof, the Court being equally divided in opinion, It is now here ordered and adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

Mr. Justice Field did not sit in this case.

The Central Iowa Railway Co. vs. J. B. Grinnell, Receiver.

On consideration of the motion to

reinstate

annul the decree docketing and dismissing this appeal and for leave to file the record and docket the cause in conformity with the rules of this Court, It is ordered by the Court that said motion be, and the same is hereby, granted upon payment of costs.

per Mr. Chief Justice Waite.

1569. The City of New Orleans vs. The U.S. ex rel: Myra Clark Gaines. Appellant

And

1560. The City of New Orleans vs. The U. S. ex rel: Myra Clark Gaines. Aff. in Error

On consideration of the motion to increase the amount of the supersedeas bond in these causes, It is ordered by the Court that said motion be, and the same is hereby, denied.

per Mr. Chief Justice Waite.

The United States &c	Appeal from the
Jack Wharton	District Court
United States Marshal	of the United
208 vs. Appellants	States for the
David Jamison,	District of
Intervenor.	Louisiana.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of Louisiana and on the motion of the Solicitor General Phillips of counsel for the appellants. It is now here ordered adjudged and decreed by this Court that this appeal herein be and the same is hereby dismissed with costs, that it be and the same is hereby remanded to the District Court of the United States for the Eastern District of Louisiana for the Chief Justice there.

The Wabash St. Louis & Pacific	The motion
Railway Company	to dismiss
1136 vs. Phillips & Brown	on the mandate
John F. Dunn.	was set

the consideration of the Court on printed arguments by Mr. Vespasian Warner, in support of the same, and by Mr. William Brown, Mr. Edward P. Kirby and Mr. H. L. Greene, in opposition thereto.

F. L. Ames et al.
1240. vs. Plffs. in Error
The State of Kansas
ex rel: W. A. Johnston,
Atty. Gen'l.
and
The Kansas Pacific
Railway Company
1241. vs. Plff. in Error
The State of Kansas
ex rel: W. A. Johnston,
Atty. Gen'l.

Mr. A. L. Williams, of counsel for the plaintiffs in error, filed and submitted to the consideration of the Court motions to advance these cases pursuant to the 32d rule and for leave to argue the same orally.

Allen Campbell
McArthur et al.
235. vs. Appellants
David H. Scott,
Adm'r. &c. et al.

Mr. J. W. Keifer, in behalf of counsel, moved the Court to postpone the argument of this cause for two weeks when

the same is recorded on the regular roll of the docket. Whereupon it is ordered by the Court that said motion be, and the same is hereby, denied.

534. Marcus Cable vs. The Sioux City & St Paul Railroad Company. Appellant

This cause was submitted to the consideration of the Court on the record and printed arguments, pursuant to the 20th rule, by Mr. John B. Sanborn, of counsel for the appellant, and by Mr. E. C. Palmer, of counsel for the appellee.

535. Miram Cable vs. Thomas B. Ellis. Appellant

This cause was submitted to the consideration of the Court on the record and printed arguments, pursuant to the 32d rule, by Mr. C. M. Osborne, of counsel for the appellant, and by Mr. G. W. Spahr, of counsel for the appellee.

	Miram Cable	Mr. William A. McKen-
525.	vs. Appellant	ney, of counsel for the
	Thomas B. Ellis	appellant, filed and
		submitted to the Con-

sideration of the Court motion to strike out of the record in this cause the return to the writ of certiorari heretofore issued, at the cost of the appellee. Whereupon it is ordered by the Court that leave be granted counsel for the appellee to file reply to said motion within two weeks from date.

	Nissa J. Warner et al.	On motion
125.	vs. Appellants	of Mr. Will-
	The Connecticut Mutual	iam A. Mc
	Life Insurance Company.	Kenney, in
		behalf of

counsel, leave is hereby granted the Clerk to issue the mandate in this cause.

	Henry W. Cutram	Appeal from the
208.	vs. Appellant	Circuit Court of
	A. J. Tintham	the United States
		for the District

of Connecticut.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Connecticut and on the motion of Mr. Arthur U. Briesen, of counsel for the appellant, It is now here ordered, adjudged and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

per Mr. Chief Justice Waite.

213. John Matthews vs. Frederick Schoenberger et al. Appellant

Mr Arthur U. Briesen, of counsel for the appellant, suggested to the Court the death of John Matthews, the appellant in this cause, and moved the Court for leave to enter the appearance of Elizabeth Matthews and George Matthews, surviving Executors of John Matthews, deceased, as the appellants in this cause - Whereupon, It is ordered by the Court that Elizabeth Matthews and George Matthews, surviving Executors of John Matthews, deceased, as aforesaid,

be, and they are hereby, entered and made the parties appellants in this cause.

Elizabeth Matthews and Geo. Matthews, Surviving Executors of John Matthews, dcd. vs. Frederick Schoneberger and Adolph Lighte. Appellants

Appeal from the Circuit Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and on the motion of Mr. Arthur V. Briesen, of counsel for the appellants, and consent of counsel for the appellees, It is now here ordered, adjudged and decreed by this Court that this appeal be, and the same is hereby dismissed, each party paying their own costs in this Court.

per Mr. Chief Justice Waite.

John Matthews
503 vs. Appellant
James A. Chambers,
et al.

Mr Arthur U.
Brisben, of counsel
for the appellant,
suggested to
the Court the death
of John Matthews the appellant in this
cause, and moved the Court for leave to
enter the appearance of Elizabeth Matthews
and George Matthews surviving executors
of John Matthews, deceased as the ap-
pellants in this cause. Whereupon it
is ordered by the Court that Elizabeth
Matthews and George Matthews, surviv-
ing executors of John Matthews, de-
ceased, as aforesaid, be, and they are here-
by, entered and made the parties appellant
in this cause.

Elizabeth Matthews and
George Matthews, surviving
Executors of John Matthews dec'd.
504. vs. Appellants
James A. Chambers and James
U. McDevitt, partners as C. &
D. H. Chambers.

Appeal from
the Circuit
Court of the
United States
for the West-
ern District
of Pennsylva

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Pennsylvania, and on the motion of Mr. Arthur U. Briesen, of counsel for the appellants, and consent of counsel for the appellees, It is now here ordered, adjudged and decreed by this Court that this appeal be, and the same is hereby, dismissed, each party paying their own costs in this Court.

per Mr. Chief Justice Waite.

The Illinois Central R.R. Co.
112. vs. Appellant
Laura B. Turrill, Adm'x. vc.

and

The Michigan Southern & Northern Indiana R.R. Co.
113. vs. Appellant
Laura B. Turrill, Adm'x. vc.

The arguiment of these cases was continued by Mr. T. L. Bond and Mr. Chauncey Smith, of counsel for the appellee, and concluded by Mr. George Payson, of counsel for the appellants.

N. L. Whitcomb
Doc. vs. Appellant
& B. Hazelton et al.

The argument of this cause was commenced by Hon. W. H. Talbott, of counsel for the appellant, and continued by Mr. George Harris, of counsel for the appellee.

Proclamation being made, the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, January 16th 1883.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan — Associate
William B. Woods — Justices.
Stanley Matthews
Horace Gray and
Samuel Blatchford

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in his behalf by Mr W. F. Cogswell it is ordered that Arthur O. Payne, Esquire, of Providence, State of Rhode Island, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

M. L. Whiteside
200. vs. Appellant
J. C. Haselton et al.

The argument of this cause was continued by Mr. Keeler Norris, of counsel for the appellees, and concluded by Mr. W. H. De Witt, of counsel for the appellant.

Oliver S. Garretson
201. vs. Appellant
Charles B. Clark et al.

This cause was argued by Mr James A Allen, of counsel for the appellant, and by Mr. W. H. Hayward, of counsel for the appellees.

Proclamation being made, the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, January 16th 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice.
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford
} Associate Justices

John F. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

1240 F. L. Ames et al. vs. Plffs. in Error
The State of Kansas ex rel:
W. A. Johnston, Atty. Gen.
and
The Kansas Pacific Railway &c.
1241 vs. Plff. in Error
The State of Kansas ex rel:

On consideration of the motion to advance these cases pursuant to the 32d rule and

to argue the same orally. It is ordered by the Court that said motions be, and the same are hereby, granted and the cause and assigned for argument on the 22nd instant.

Eastman & Brock et al. vs. Appellants
232. The Indianapolis, Cincinnati & Mo. R.R. Co. et al.

On motion of Mr. N. W. Barnett, of counsel for the appellants, ordered by the Court that this cause be, and the same is hereby, continued until the next term, for stipulation of counsel.

The Phoenix Bank of the City of New York vs. Plff. in Error
229. David Risley.

On motion of Mr. J. Hubley Ashton, in behalf of counsel ordered by the Court that this cause be passed if reached in the regular call of the docket on the 23rd or 24th instant.

The Taxing District of Shelby County, Tennessee. vs. Plff's. in Error Patrick McNichol. } In Error to the Circuit Court of the United States for the Western District of Tennessee.

892.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Tennessee, and on the stipulation of counsel on file and motion of Mr. Fillmore Beall, in behalf of counsel. It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby dismissed with costs.

per Mr. Chief Justice Waite.

The Taxing District of Shelby County, Tennessee vs. Plff. in Error E. W. Norton and William D. Norton, composing the firm of E. W. Norton & Company. } In Error to the Circuit Court of the United States for the Western District

778.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Tennessee, and on the stipulation of counsel on file, and motion of Mr. Fillmore Beall, in behalf of counsel, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Waite

202. John F. Freeman, Trustee. vs. A. H. H. Dawson. Appellant

This cause was argued by Mr. S. H. Metcalf, of counsel for the appellant, and by Mr. W. K. Poston, of counsel for the appellee.

203. C. S. Jeffries, Administrator &c. vs. The Mutual Life Insurance Company of New York. Pltf. in Error

This cause was argued by Mr. J. W. B. Crews, of counsel for the plaintiff in error, and

submitted on printed arguments by Mr. Samuel F. Hoar and Mr. John T. Shipley, of counsel for the defendant in error.

The Atchison, Topeka & Santa Fe Railroad Company
Nos. vs. Appellant
The Denver & New Orleans Railroad Company

The Denver & New Orleans Railroad Company
Nos. vs. Appellant
The Atchison, Topeka & Santa Fe Railroad Company

These cases were submitted to the consideration of the Court on the record and printed arguments, pursuant to the 20th rule. (an extension of time having been heretofore granted) by Mr. William M. Evarts, Mr. George A. Post, Mr. A. G. Thacher, and Mr. Charles E. Gast, of counsel for the Atchison, Topeka & Santa Fe R.R. Co.; and by Mr. E. T. Wells, of counsel for the Denver and New Orleans R.R. Co.

	The American File Co. et al.	The argument of these cases was commenced by Mr. Arthur D. Taylor, of Counsel for the appellants.
110.	vs. Appellants	
	John W. Garrett et al.	
	and	
	William F. Gayles et al.	
111.	vs. Appellants	
	John W. Garrett et al.	

Proclamation being made, the Court is adjourned until tomorrow at twelve o'clock.

Thursday, January 17th, 1881.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice.
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan — Associate
William B. Woods — Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

Peter C. A. M. Van Weel, Appellant, vs. Frederick H. Winston et al. — On motion of Mr. J. K. Edsall, of counsel for the appellant, Order.

317.

It is by the Court that this cause be, and the same is hereby, continued until the next term for stipulation of counsel.

The American File Co., et al.
110. vs. Appellants
John W. Garrett et al.
and
William F. Eagles et al.
111. vs. Appellants
John W. Garrett et al.

Mr. Arthur G. Payne, of counsel for the appellants, suggested the death of William S. Slater, one of the appellants in these cases, and filed a stipulation of counsel that John W. Slater, Executor of William S. Slater, deceased, be made a party appellant in these cases. Whereupon, it is ordered by the Court that John W. Slater, Executor of William S. Slater, deceased, as aforesaid, be, and he is hereby, made a party appellant in these cases.

The American File Co. et al
110. vs. Appellants.
John W. Garrett et al.
and
William F. Eagles et al.
111. vs. Appellants
John W. Garrett et al.

Mr. Arthur G. Payne, of counsel for the appellants, suggested the death of Cyrus Taft, one of

the appellants in these cases and filed a stipulation of counsel that the cases abate as to said Cyprus Taft, deceased, and it is so ordered.

110. The American File Co. et al. vs. John W. Garrett et al. and William F. Sayles et al. vs. John W. Garrett et al. — Appellants

The argument of these cases was continued by Mr. Arthur D. Payne, of counsel for the appellants, and by Mr. E. F. D. Cross and Mr. John F. Brown, of counsel for the appellees, and concluded by Mr. Abraham Payne, of counsel for the appellants.

204. The Northern Pacific Railroad Company vs. Johnston Wilson — Plff. in Error

Ordered by the Court that this cause be, and the same is hereby, continued until the next term.

John C. Lloyd. Executor vs. 207. vs. Eff in Error Timothy Lewis.

The argument of this cause was commenced by Mr. J. F. Barrett, of counsel for the plaintiff in error, and continued by Mr. J. C. Lloyd, of counsel for the defendant in error.

Proclamation being made, the Court is adjourned until tomorrow at twelve o'clock

Friday, January 18th 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice.

Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford

Associate Justices

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John A. J. Creswell, it is ordered that Clarence Hale, Esquire, of Portland, State of Maine, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

217 The Gilbert Bylesby Oil Cup Company vs. Appellant
The Harper Steam Lubricator Company.

Appeal from the Circuit Court of the United States for the District of Connecticut.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Connecticut, and the appellant having been three times solemnly called by the marshal to come into Court and prosecute its appeal, and failing to appear. It is thereupon, in pursuance of the 16th rule of this Court, and on the motion of Mr. H. J. Platt, of counsel for the appellee, now here ordered, adjudged and decreed by this Court that this cause be, and the same is hereby, dismissed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court to be proceeded in according to law and justice.

per Mr. Chief Justice Waite

John E. White, Agent
129th vs. Appellant
Joseph R. Crow et al.

Mr. Clarence Hale filed and submitted to the consideration of the Court motion for leave to counsel for the appellant to file a brief in reply in this cause.

John C. Vogt, Executor &c.
209 vs. Plff. in Error
Timothy Gruay.

The argument of this cause was continued by Mr. N. S. Greene, of counsel for the defendant in error, and concluded by Mr. J. K. Sewall, of counsel for the plaintiff in error.

Mary M. Morrison et al.
vs. Appellants
Martha J. Withers et al.

Mr. C. T. Merrick, of counsel for the appellees, presented a certificate from the Clerk of the Circuit Court of the United States for the Southern District of Mississippi and moved the Court to docket and dismiss this appeal. Whereupon this Court not being now here suf-

Security advised of and concerning what order to render in the premises took time to consider.

	Orange F. Green 2nd James E. Clark	Appeal from the Circuit Court
210.	vs. Appellants	of the United
	John Brandon, Michael Kirmeyer, Leopoldine Kirmeyer etal.	States for the District of Kan sas.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Kansas, and on the authority of counsel for the appellants on file, It is now hereordered, adjudged and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

per Mr. Chief Justice Taney.

	The United States	This cause was argu
216.	vs. Plff. in Error	ed by Mr. Assistant
	William Brindis	Attorney General Mason
		of counsel for the

plaintiff in error, and by Mr. M. F. Morris, of counsel for the defendant in error.

Frederick Nopt 1043. vs. Plff. in Error The People of the Territory of Utah.	This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Thomas Marshall, of counsel for the plaintiff in error, and by Mr. Assistant Attorney General Maury, of counsel for the defendants in error.
Eliza Stivens 211. vs. Plff. in Error E. E. Griffith	Ordered by the Court that this cause be, and the same is hereby, continued until the next term.
The City & County of San Francisco, et al. 215. vs. Plffs. in Error Jane Scott.	This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Harry T. Thornton, of counsel

for the plaintiffs in error, and by Mr. Attorney U. Grant Jr. of counsel for the defendant in error.

	The United States	In Error
218.	vs. Plff. in Error	to the
	Fred Bourne, Administrator of	Circuit
	E. J. Bourne, deceased, Frank	Court of
	Isbill, Pierce Asbill, E. S. Gibson,	the Uni-
	Charles H. Eberlee, David Thomp-	ted
	son, J. O. Wilsey, Bernard Kelly	States
	and Antoine Leger.	for the
		District

of California.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of California, and on the motion of Mr. Assistant Attorney General Maury, of counsel for the plaintiff in error. It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed.

per Mr. Chief Justice Waite.

	D. C. Govan, as Executor of Robert B. Otey, deceased. and Mary O. Govan	Appeal from the District Court of the United States for the Eastern District of Arkansas.
219.	vs. Appellants.	
	Peter J. Otey, as Administrator of Lucy B. Otey, deceased, and as Administrator of Van R. Otey, decd., Lucy V. Whitall, Samuel R. Whitall, Annie D. Otey and Kate W. Otey.	

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of Arkansas, and the appellants having been three times solemnly called by the Marshal to come into Court and prosecute their appeal, and failing to appear. It is thereupon, in pursuance of the 6th rule of this Court, and on the motion of Mr. J. M. Lewis, of counsel for the appellees, now here ordered, adjudged and decreed by this Court that this cause be, and the same is hereby, dismissed with costs; And that this

cause be, and the same is hereby, remanded to the said District Court to be proceeded in according to law and justice.

for Mr. Chief Justice Waite

Ernest D. Cotter
220. vs. Appellant
F. A. Flores, Executor etc. et al.

The argument of this cause was commenced by Mr. S. B. Tomlinson of counsel for the appellant.

Proclamation being made, the Court is adjourned until Monday next at twelve o'clock.

Monday, January 21st 1884.

Pursuant to adjournment the Court met today at the Capitol

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford
Associate Justices.

John G. Nicolay, Esquire, Marshal.
James M. McKenney, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. E. W. Kittredge, it is ordered that Charles B. Wilby, Esquire, of Cincinnati, State of Ohio, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wager Swayne, it is ordered that Henry L. Hunter, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Barclay Henley it is ordered that F. E. Johnston, Esquire, of Napa City, State of California, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. C. Fletcher, it is ordered that John O'Day, Esquire, of Springfield, State of Missouri, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Solicitor General

Whitfield. It is ordered that Alexander G. Fitts, Esquire, of Washington City, District of Columbia, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

	Esek Bussey and Charles A. McLeod	Appeals from the Circuit
120.	vs. Appellants	Court of the
	The Excelsior Manufacturing Company.	United States for the Eastern
	and	District of
	The Excelsior Manufacturing Company	Missouri.
121.	vs. Appellant	
	Esek Bussey and Charles A. McLeod.	

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Missouri, on appeal and cross-appeal, and was argued by counsel. On consideration whereof, it is now here ordered, adjudged and decreed by

this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed, costs in this Court to be paid by Eliot Bussey and Charles A. McLeod; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to dismiss the bill, with costs.

per Mr. Justice Blatchford.

The United States vs. Samuel G. Lawton — Appeal from the Court of Claims.

112 Appellant

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause be, and the same is hereby, affirmed.

per Mr. Justice Blatchford.

E. J. Hart
958. vs. Plff. in Error
Marion Sansom, J. C.
League, E. J. League, E.
W. Wells, W. C. Wells.

In Error to the Circuit Court of the United States for the Northern District of Texas.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Texas, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to set aside the verdict and order a new trial.

per Mr. Justice Gray.

The United States on the relation of Lange & Schmeltz	vs.	In Error to the Circuit
536 vs. Plff in Error		Court of the
Henry F. Dix, Milton May and James Caldwell, members of and constituting the Board of County Commissioners of the County of Dodge.		United States for the District of Nebraska

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Nebraska, and was argued by counsel. On consideration whereof, It is now here ordered and judged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to issue a peremptory writ of mandamus.

Per Mr. Justice Gray.

	Charles R. Bissell	In Error to
340.	vs. Pffs. in Error	the Circuit
	The Township of	Court of the
	Sherman Valley, Cherokee	United States
	County, Kansas.	for the District
		of Kansas.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Kansas, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Matthews.

	Constance B. Caffield and	In Error
	Grant B. Caffield Executrix	to the Cir-
	& Executor of Seman J. Ca-	cuit Court
	field, deceased, late Collector	of the United
	of the Port of New York.	States for the
1143.	vs. Pffs. in Error	Southern
	The Catasauqua Iron Company.	District of

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, reversed with costs, and that this cause be, and the same is hereby, remanded to the said Circuit Court with direction to enter a judgment for the defendant in error for the sum of seven hundred and fifteen dollars and seventy cents, with interest thereon from April 20th 1883, together with the costs in the Circuit Court.

per Mr. Justice Matthews.

179. The Quebec Bank of Canada vs. Max Hellman, Assignee of P. Weyand and P. Jung, partners as Weyand & Jung, successor to John Schill as Assignee of

Appellant

Appeal from the Circuit Court of the United States for the Southern District

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States from the Southern District of Ohio, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby affirmed with costs.

per Mr. Justice Woods.

1224. John E. White, Agent vs. Joseph R. Crow, John B. Mc.the Robert Kay, Sheriff &c., Robert Rankin, L. C. Wilson, N. M. Noel, J. C. Loker, James Streeter and O. H. Simons. — Appeal from the Circuit Court of the United States for the District of Colorado.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Colorado, and was argued by counsel. On consideration whereof, It is now here

ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Woods.

1049. The City of Jonesboro vs The Cairo & St. Louis Railroad Company et al. Appellant

Appeal from the Circuit Court of the United States for the Southern District of Illinois.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Illinois and was argued by counsel. On consideration whereof, it is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Harlan.

Joseph Zane and Joseph F. Mather, Executors of Francis Roach, deceased,		Appeal from the Circuit Court of the United States for the Southern District
No.	vs. Appellants	
Henry Soffe.		

of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and was argued by counsel. On consideration whereof, It is now here ordered, adjuged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Bradley.

The Sioux City & Pacific Railroad Company		Writ of Error to the Circuit Court
No.	vs. Plff. in Error	of the United
The United States.		States for the District of Iowa.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Iowa, and was argued by counsel. On consideration whereof, it is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed; and that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Southern District of Iowa.

per Mr. Justice Bradley.

Frederick P. Dimpfel ?a		Appeal from
John R. Callaghan		the Circuit Court
135. vs.	Appellants	of the United
The Ohio & Mississippi		States for the
Railway Company,		Southern District
Daniel Torrance et al.		of Illinois.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Illinois, and was argued by

counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby affirmed with costs.

per Mr. Justice Field.

The District of Columbia
vs. Plff. in Error
Lewis Clephane

In Error to the Supreme Court of the District of Columbia.

956.

This cause came on to be heard on the transcript of the record from the Supreme Court of the District of Columbia and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby affirmed with costs.

per Mr. Justice Miller.

Samuel L. Co. Court
138. vs. Appellant
The Sanitary Wool
Company.

Appeal from the
Circuit Court of
the United States
for the Northern
District of Ohio.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Louisiana, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Chief Justice Fuller.

John F. Vinal
139. vs. Off in Error
The West Virginia Oil &
Oil Land Company.

In Error to the
Circuit Court of
the United States
for the District of
West Virginia.

This cause came on to be heard on the

transcript of the record from the Circuit Court of the United States for the District of West Virginia, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs and interest, until paid, at the same rate per annum that similar judgments bear in the Courts of the State of West Virginia.

per Mr. Chief Justice Waite.

C. S. Hambro & Son, a commercial firm composed of Charles J. Hambro, Edward Rawings, Everard A. Hambro and Robert Heriot
vs.
N. W. Easy, Receiver of The New Orleans National Banking Association.

In Error to the Circuit Court of the United States for the Eastern District of Louisiana.

1022. Plffs. in Error

This cause came on to be heard on

the transcript of the record from the Circuit Court of the United States for the Eastern District of Louisiana and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs and interest, as is paid, at the same rate per annum that similar judgments bear in the Courts of the State of Louisiana.

per Mr. Chief Justice Waite.

1100 Jose Aurrecoechea vs. Pltf. in Error
Jno. E. Bange

In Error to the Supreme Court of the State of California.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of California, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be and the

same is hereby. affirmed with costs.
per Mr. Chief Justice Waite.

The United States
1124. vs. Appellant
James D. Graham

Appeal from the Court of Claims.

This cause came on to be heard on the transcript of the record from the Court of Claims and was argued by counsel. On consideration whereof. It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause be, and the same is hereby. affirmed.
per Mr. Chief Justice Waite.

Robert E. Jenkins. as Assignee of
Samuel J. Walker, a bankrupt.
1232. vs. Plff. in Error
Berthold Lowenthal, The International Bank of Chicago, C. Edwards Schoedtler, Augustus Bauer, Jacob Rosenberg, Amos P. Gray, Thomas H. Shepard

In Error to the Supreme Court of the State of Illinois.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Illinois, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Chief Justice Waite.

David Dows & Company vs. Alffs. in Error
1182. C. S. Johnson

In Error to the Circuit Court of the United States for the Southern District of Iowa.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Iowa, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

per Mr. Chief Justice Waite.

	The First National Bank of Omaha	In Error to the Circuit Court of the United States for the District of Nebraska.
330.	vs. Plff. in Error	
	John F. Redick.	

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Nebraska, and on the motion to dismiss, which was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

per Mr. Chief Justice Waite.

	The United States	
1144.	vs. Appellant	Appeal from the Court of Claims.
	Albert Grant, surviving partner of Albert Grant & Darius C. Jackson, doing business under the name of A. Grant & Co.	

This cause came on to be heard on the transcript of the record from the Court of Claims and on the motion to dismiss, which was argued by counsel. On consideration whereof. It is now here ordered and adjudged by this Court that this appeal be, and the same is hereby, dismissed for the want of jurisdiction.

per Mr. Chief Justice Waite.

Samuel A. Peugh
1172. vs. Appellant
Henry S. Davis.

On consideration of the motion to vacate the supersedeas and dismiss in this cause and of the argument of counsel thereupon had, as well in support of as against the same, It is ordered by the Court that said motion be, and the same is hereby, denied.

per Mr. Chief Justice Waite.

Henry Peychaud, surviving syndic of the firm of Belloey, Noblom & Company
399. vs. Appellant

Mr. Solicitor General Phillips, of counsel for the appellee,

death of Henry Peychaud, Surviving Syndic &c., the appellant in this cause, and moved the Court for an order, under the 15th rule, to make the proper representatives parties; Whereupon, It is now here ordered by the Court that unless the proper representatives of the said Henry Peychaud, surviving syndic &c., deceased as aforesaid, shall voluntarily become parties within the first ten days of the ensuing term of this Court, the appellee shall be entitled to have the appeal dismissed, provided that a copy of this order shall be printed in some newspaper of general circulation within the State, Territory or District from which the case is brought, for three successive weeks, at least sixty days before the beginning of the term of the Supreme Court then next ensuing.

The Houston & Texas Central Railway Company et al.		Mr. J. Hubley Ashton, of counsel for the appellee, filed and submit-
1083 vs.	Appellants	
Thomas M. Shirley		

ted to the consideration of the Court a

motion to advance this case pursuant to the 32d rule.

	The Swift & Courtney & Beecher Company	Mr. F. W. Douglass, of counsel for the appellant, filed and submitted to the consideration of the Court a motion to advance this cause.
826.	vs. Appellant	
	The United States.	

	Howard L. Henderson	The motions to dismiss in these cases were submitted to the consideration of the Court on printed arguments by Mr. Julius Aroni, Mr. A. E. Willson and Mr. Charles B. Wilby, in
1031.	vs. Plff. in Error	
	H. Estelle Wadsworth	
	William H. Henderson	
1032.	vs. Plff. in Error	
	H. Estelle Wadsworth	
	Warren H. Henderson	
1033.	vs. Plff. in Error	
	H. Estelle Wadsworth	
	and	
	Victorine S. McCarthy et al.	
1034.	vs. Plffs. in Error	
	H. Estelle Wadsworth	

support of the same, and by Mr. Walter Evans, in opposition thereto.

William Gardner et al. vs. Martin Berg et al. — Appellants

303

On motion of Mr. J. N. Mandeville, on behalf of counsel. It is ordered that the submission of this cause, pursuant to the 20th rule, be and the same is hereby, vacated and the cause restored to its original place on the docket, per stipulation.

Ex parte: In the matter of Tan-gi-Shun-ca, otherwise called Crow Dog — Petitioner.

8. Original

Mr. Walter H. Smith, of counsel for the petitioner, stated to the Court that the petitioner had been released from custody (in conformity with the opinion of this Court) and moved the Court to strike the case from the docket. Whereupon, It is ordered by the Court that this case be, and the same is hereby, stricken from the docket of this court.

118. James Bendey et al. vs. Amos Townsend et al. Appellants

On motion of Mr. Walter H. Smith, of counsel for the appellees, leave is hereby granted the Clerk to issue the mandate in this cause.

700. Caroline A. Moores vs. The Citizens National Bank of Piqua. Plff. in Error

Mr. William H. Ramsey submitted to the consideration of the Court a motion to advance this cause.

220. Ernest D. Carter vs. Francis A. Jones, Executor &c., et al. Appellant

The argument of this cause was concluded by Mr. Henry B. Tompkins, of counsel for the appellant; and the cause was submitted on a printed argument by Mr. Randall Wagner, of counsel for the appellees.

The Northern National Bank of Toledo.
221. vs. Plff. in Error
The Trustees of Porter Township, Delaware Co., Ohio.

This cause was argued by Mr. E. W. Kittredge, of counsel for the plaintiff in error, and by Mr. William M. Ramsey, of counsel for the defendants in error.

S. Staats Taylor & Edwin Parsons, Trustees vs.
222. vs. Plffs. in Error
Mary A. Mayo, Administratrix vs.

for the plaintiffs in error.

The argument of this cause was commenced by Mr. Wager Swayne of counsel

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, January 22d, 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice.

Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan — Associate
William B. Woods — Justices.
Stanley Matthews
Horace Gray and
Samuel Blatchford

John G. Nicolay, Esquire; Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John F. Follett it is ordered that M. A. Foran, Esquire, of Cleveland, State of Ohio, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this

behalf by Mr. J. W. Denver it is ordered that John E. Carey, Esquire, of Sacramento, State of California, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

233. John D. Alexander vs. Plff in Error Frances L. Bryan. — On motion of Mr. W. Hallett Phillips, of counsel for the plaintiff in error.

Ordered by the Court that this cause be, and the same is hereby, passed.

269. The Crescent City Live Stock Landing & Slaughter House Company vs. Plff. in Error The City of New Orleans & Martin Wolf, Intervenor. — In Error to the Supreme Court of the State of Louisiana.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Louisiana, and on the motion of Mr. B. F. Jonas, of counsel for the plaintiff in error, It is now here ordered and

adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

per Mr. Chief Justice Waite.

Seth N. Kellogg
108. vs. Appellant
The United States.

On motion of Mr. E. W. Barkley, of counsel for the appellant, Order entered by the Court that the further consideration of the motion to reinstate this cause be, and the same is hereby, postponed until March 3d next.

S. Staats Taylor &
Edwin Parsons,
Trustees &c.
222. vs. Plffs. in Error
Mary N. Mayo,
Admx. &c.

The argument of this cause was continued by Mr. Wager Swayne of counsel for the plaintiffs in error, and Mr. J. Hubley Ashton, of counsel for the defendant in error, and concluded by Mr Wager Swayne, of counsel for the plaintiffs in error.

223. The Giant Powder Company vs. The California Vigorit Powder Company William Wilson, James Newlands, Alexander D. Sharon, Charles De Lacy, C. J. D. Hall, Charles Sonntag and Mary Roberts. Appellant

Appeal from the Circuit Court of the United States for the District of California.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of California, and on the stipulation of counsel on file. It is now here ordered, adjudged and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

per Mr. Chief Justice Waite.

224. The County of Howard vs. Plff. in Error Saius Paddock.

This cause was argued by Mr. J. B. Stevenson, of counsel for the plaintiff in error, and Mr. J. N. Overall, of counsel for the defendant in error.

The County of Schuylkill. The County Commissioners & County Treasurer and Charlemagne Tower vs. Plffs. in Error The Township of Forks. — In Error to the Supreme Court of the State of Pennsylvania.

225.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Pennsylvania, and on the authority of the counsel for the plaintiffs in error on file. It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

per Mr. Chief Justice Waite.

William Thaw, Thomas A. Scott, Jacob N. McCullough et al. vs. Appellants The Hurd Coal & Iron Company, Hugh J. Jewett, Thomas Ewing, James Taylor, Frank H. Hurd & D. R. McIntyre, Executors of Robert G. Hurd, deceased — Appeal from the Circuit Court of the United States for the Southern District of Ohio.

226.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Ohio, and on the motion of Mr. William M. Ramsey, of counsel for the appellants, It is now here ordered, adjuged and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

per Mr. Chief Justice Waite.

	Ex parte: In the matter of Clodomiro Cola	This cause was submitted to the consideration of the
227.	Petitioner.	

Court on the record and a printed argument by Mr. Assistant Attorney General Maury, of counsel for the United States. No counsel appearing for the petitioner.

	The United States	This cause was
228.	vs. Plff. in Error	argued by Mr.
	W. G. Alexander et al.	Assistant Attorney General

Maury, of counsel for the plaintiff in error.

No counsel appearing for the defendants in error.

Augustine R. McDonald
1138. vs. Appellant
Charles E. Hovey et al.

Ordered by the Court, on motion of Mr George F. Edmunds, of counsel for the appellees, that this cause be and the same is hereby passed and assigned for argument on Tuesday the 29th instant at the head of the call for that day.

William K. Parker et al.,
owners of the Steam Yacht
"Mamie" &c.
453. vs. Appellants
James Cuddy, Administrator &c.

On motion of Mr. George F. Edmunds. Leave is here by granted the appellants in this cause to file a petition for a writ of injunction, and the same is hereby assigned for argument on the first Monday in March next.

The Phoenix Bank of the City of New York
390. vs. Pff. in Error
David Risley.

Ordered by the Court that this cause be and the same is hereby, passed.

Joseph Hurlado
Dec. vs. Pff. in Error
The People of the State of California.

The argument of this cause was commenced by Mr. A. L. Hart, of counsel for the plaintiff in error.

Proclamation being made, the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, January 23d, 1884.

Pursuant to adjournment the Court met
today at the Capitol

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan, Associate
William B. Woods, "
Stanley Matthews
Horace Gray, "
Samuel Blatchford

John K. Hinckley, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made, the Court
is opened.

On motion first made to the Court
in this behalf by Mr. D. T. Littler, it is or-
dered that Clark E. Carr, Esquire, of Gales
burg, State of Illinois, be admitted to
practice as an attorney and counsellor
of this Court, and he was sworn accord-
ingly.

On motion first made to the Court in this behalf by Mr. R. A. Harrison, it is ordered that John W. Herron, Esquire, of Cincinnati, and Henry F. Page, Esquire, of Circleville, State of Ohio, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. P. A. Breaux, it is ordered that H. Pillans, Esquire, of Mobile, State of Alabama, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

832. The Kings County Savings Institution vs. B. F. Blair, Administrator &c. Plff. in Error

Mr. George N. Sanders, of counsel for the plaintiff in error, filed and submitted to the consideration of the Court motion to advance this cause.

	The United States	Mr Solicitor Gen
578.	vs. Plaintiff	eral Phillips of
	David Waddell et al.	counsel for the
		plaintiff filed and

submitted to the consideration of the Court motion to advance this cause.

	The American Bible	On motion of
	Society et al.	Mr. William
709.	vs. Appellants	M. Springer,
	Mary Price.	in behalf of
		counsel for the

appellee. Leave is hereby granted the Clerk to issue the Mandate in this cause

	James K. Kennedy, Claim	Mr. Solicitor
	ant of 3880 boxes, each	General
	containing 5 taels of opium.	Phillips,
1249.	vs. Appellant	of counsel
	The United States.	for the ap
		pellee,

having filed in open Court the following certificate, to wit:

United States of America.
Circuit Court of the United States.
Ninth Circuit. District of California.

3880 Boxes, each box containing 5 taels of Opium, James K. Kennedy, Claimant v Appellant vs. The United States. Libellants v appellees. } No. 2790.

I, L. S. B. Sawyer, Clerk of the United States Circuit Court in and for the District of California, do hereby certify that an appeal to the Supreme Court of the United States from a final decree of this Court affirming a decree of the U.S. District Court of this District declaring certain property forfeited to the United States ordered on the 21st day of September and filed and entered on the 3d day of October 1883 was on the said 21st day of September duly sued out and allowed.

Witness my hand and the seal of
(Seal) said Circuit Court this 15th day of
January, 1884.

and having stated that the appellant has altogether failed to file the record of said cause in this Court, or in any way to prosecute said appeal, moved the Court, in pursuance of the ninth rule, to have this appeal docketed and dismissed. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that this appeal from the Circuit Court of the United States for the District of California, be, and the same is hereby, docketed and dismissed; And that this cause be, and the same is hereby, remanded to the said Circuit Court to be proceeded in according to law and justice.

per Mr. Chief Justice Waite.

The City of East St. Louis et al. vs. The U.S. ex rel: John F. Felby

1141.

This cause was submitted to the consideration of the Court on the record and printed arguments, pursuant to the 20th rule. (Special Case stating fact

(united on motion of Mr D. T. Miller, in behalf of counsel) by Mr. J. M. Freels and Mr. B. K. Canby, of counsel for the plaintiffs in error, and Mr. J. C. Mather, of counsel for the defendant in error.

Joseph Hurtado
120 vs. Pff. in Error
The People of the State
of California.

The argument of this cause was continued by Mr. A. L. Hart, of counsel for the plaintiff in error, and by Mr. John T. Carey, of counsel for the defendants in error, and concluded by Mr. A. L. Hart, of counsel for the plaintiff in error.

Joseph Hurtado
120 vs. Pff. in Error
The People of the State
of California.

Ordered by the Court that leave be, and the same is hereby, granted counsel for the defendants in error to file a printed brief in this cause and that counsel for the plaintiff in error be allowed to file a reply thereto by the 30th instant.

Ex parte: In the matter of Jasper Yarbrough et al. 15. Original — Petitioners

The argument of this case was commenced by Mr. N. B. Tompkins, of counsel for the petitioners.

Proclamation being made, the Court is adjourned until tomorrow at twelve o'clock.

Thursday, January 24th 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan — Associate
William B. Woods — Justices.
Stanley Matthews
Horace Gray and
Samuel Blatchford

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. A. A. Ranney, it is ordered that Joseph Bennett, Esquire, of Boston, State of Massachusetts, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. W. Garnett, it is ordered that Conway Robinson, Junior, Esqr. of Washington City, District of Columbia, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Lyman Trumbull, it is ordered that James M. Durham, Esquire, of Ashley, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. W. Keifer, it is ordered that John F. Oglevee, Esquire, of Columbus, State of Ohio, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Claiborne County
231. vs. Plff. in Error
Walter B. Brooks, Assignee
of Howard, Cole & Company.

In Error to
the Circuit
Court of the
United States
for the East-
ern District of Tennessee.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Tennessee, and on the motion of Mr. Felix A. Reeve, of counsel for the plaintiff in error. It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

per Mr. Chief Justice Waite.

John D. Alexander
232. vs. Plff. in Error
Frances E. Bryan

In motion of Mr.
N. Pillans, of coun-
sel for the defend-
ant in error, and
consent of Mr. W. Hallett Phillips, of counsel
for the plaintiff in error, Ordered by the
Court that the order passing this case be,

and the same is hereby, rescinded and the case restored to the call.

Ex parte: In the matter of Jasper Yarbrough et al. 5. Original — Petitioners. The argument of this case was continued by Mr. M. B. Hamp kins of counsel for the petitioners, and con cluded by Mr. Solicitor Samuel Phillips, of counsel for the respondents.

William A. Webster et al. 230. vs. Plffs. in Error The Buffalo Insurance Co. This cause was argued by Mr. Jeff Chamberlain, of counsel for the plaintiffs in error, and by Mr. O. B. Sansum, of counsel for the defendant in error.

Charles N. Black, Adm'r. etc. 231. vs. Appellants Samuel Thorne et al. This cause was argued by Mr. Charles N. Black, of counsel for the appellants and by Mr. D. B. Eaton, of counsel for the appellees.

Albert Conro et al. vs. Charles D. Crane et al. Eq. Appellants

The argument of this cause was commenced by Mr. Lyman Trumbull, of counsel for the appellants.

Proclamation being made, the Court is adjourned until tomorrow at twelve o'clock.

Friday January 25th 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray
Samuel Blatchford
John S. Swayne, Esquire, Marshal.
James G. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion and made to the Court in this behalf by Mr. Lyman Trumbull, it is ordered that William N. Barnes, Esquire, of Jacksonville, State of Illinois, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Benjamin Harrison it is ordered that Charles H. Hartshorne, Esquire, of Jersey City, State of New Jersey, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William M. Ramsey it is ordered that James N. Perkins, Esquire, of Cincinnati, State of Ohio, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

278. The Liverpool, New York and Philadelphia Steamship Co. vs. Plff. in Error
The Commissioners of Emigration
and
The Kings County Savings Institution
832. vs. Plff. in Error
Benjamin F. Blair Admrx.

Mr. George N. Sanders, presented to the Court a stipulation of counsel that these cases be

exchanged in their places on the docket and moved the Court for an order to that effect. Whereupon the Court denied the motion. The Chief Justice stating that it is now the settled practice of the Court not to allow such an exchange of places.

Edgar Stevens
211. vs. Pltf. in Error
E. E. Griffith

On motion of Mr. J. M. Dunham, of counsel for the plaintiff in error,

Ordered by the Court that the order entered on the 18th instant continuing this cause until the next Term be, and the same is hereby, rescinded, and leave granted counsel to submit case on printed arguments within twenty days.

William Irvine
243. vs. Appellant
Sumner T. Dunham.

On motion of Mr. James M. Johnston, of counsel for the Appellant,

Ordered by the Court that this cause be passed if reached in the regular call of the docket before the February recess.

but not to lose its place on the calendar.

Albert Conro et al. vs. Charles S. Crane et al. bq. Appellants

The argument of this cause was continued by Mr. Lyman Trumbull, of counsel for the appellants, and concluded by Mr. John S. Cooper, of counsel for the appellees.

John D. Alexander vs. Frances L. Bryan 233. Plff. in Error

This cause was argued by Mr. W. Hallett Phillips, of counsel for the plaintiff in error, and by Mr. N. Pillans, of counsel for the defendant in error.

Allen Campbell McArthur et al. vs. David H. Scott, Admr. &c., et al. 235. Appellants.

Mr. Lawrence Maxwell Jr. of counsel for the appellants, suggested the death of William M. Anderson, one of the appellees in this cause, and moved the

Court for leave to enter the appearance of John A. Lutz and Sarah A. Lutz, Administrators of William A. Anderson, deceased, as appellees in this cause. Whereupon, It is ordered by the Court that John A. Lutz and Sarah A. Lutz, Administrators of William A. Anderson, deceased, as aforesaid, be and they are hereby ordered and made parties appellees in this cause.

Jean Campbell
& Arthur et al.
vs. Appellants
David H. Scott,
Adm'r. &c. et als.

Mr. Lawrence
Maxwell, Jr. of
counsel for the
appellants, suggested the death
of Susie Van Bibber one of the appellants in this cause, and moved the Court for leave to enter the appearance of Andrew Van Bibber, Administrator of Susie Van Bibber, deceased as a party appellant in this cause. Whereupon, It is ordered by the Court that Andrew Van Bibber as Administrator of Susie Van Bibber, deceased, as

235

aforesaid, be, and he is hereby, entered and made a party appellant in this cause.

Allen Campbell
McArthur et al.
235. vs. Appellants
David H. Scott,
Adm'r. ves. et al.

On motion of Mr. R. A. Harris. on, of counsel for the appellees, Ordered by the Court three hours be allowed to each side in the argument of this cause.

Proclamation being made, the Court is adjourned until Monday next at twelve o'clock.

Monday, January 28th 1884.

Pursuant to adjournment the Court met today at the Capitol

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
John M. Harlan, Associate
William B. Woods, Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford

John G. Nicolay, Esquire, Marshal
James M. McKenney, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. Clarence A. Seward, it is ordered that Charles Hayden, Esquire, of Molton, J. J. Harris, Esquire, of Hutchinson, and W. C. Johnston, Esquire, of Minneapolis, State of Kansas, be admitted to practice as attorneys and counsellors of this Court, and they were sworn

On motion first made to the Court in this behalf by Mr Solicitor General Phillips, it is ordered that George Clinton, Esquire, of Buffalo, State of New York, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. J. Robertson, it is ordered that Cornelius C. Watts, Esquire, of Charleston, State of West Virginia, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter H. Smith, it is ordered that Ellery C. Ford, Esquire, of Washington City, District of Columbia, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

The Lake Shore & Michigan Southern Railway Company		Appeal from the Circuit Court of the United States for
191. vs.	Appellant	
The National Car-Brake Shoe Company.		

the Northern District of Illinois.

This cause came on to be heard on the Transcript of the record from the Circuit Court of the United States for the Northern District of Illinois, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs and interest, until paid, at the same rate per annum that decrees bear in the Courts of the State of Illinois.

per Mr. Justice Blatchford.

	Charles P. Chouteau, Julia Moffitt, Edward C. Fessen et al.	Appeal from the Circuit Court of the United States for the District of Minnesota.
128.	vs. Appellants	
	H. H. Barlow, surviving executor & trustee of John S. Sanford, deceased et al.	

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Minnesota, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court with direction to enter a decree in accordance with the opinion of this Court and to take such further proceedings as may be in conformity therewith.

per Mr. Justice Blatchford.

	John F. Freeman Trustee.	Appeal from the Circuit Court of the United States for the Western District of Tennessee.
202	vs. Appellant	
	A. H. H. Dawson	

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Tennessee, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Gray.

	Jane F. James, Administratrix of William James, deceased, late Collector of Internal Revenue.	In Error to the Circuit Court of the United States for the Eastern District of Virginia
809	vs. Plff. in Error	
	Samuel D. Hicks.	

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Virginia, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs and interest, until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Virginia.

per Mr. Justice Matthews.

1227. Charles H. Reisenstein, Appellant vs. William L. Hyde et al. Appeal from the Circuit Court of the United States for the District of Indiana.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Indiana, and was argued by counsel. On consideration whereof, It is now here

ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court with direction to take such further proceeding therein, in conformity with the opinion of this Court, as justice and equity require.

per Mr. Justice Matthews.

The American File Company, William F. Sayles et al. vs. John W. Garrett, Robert Garrett & Thomas Harrison Garrett, co-partners as Robert Garrett & Sons. Appellants

110. Appeal from the Circuit Court of the United States for the District of Rhode Island.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Rhode Island, and was argued by counsel. On consideration whereof, It is now here

ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs and interest, until paid, at the same rate per annum that similar decrees bear in the Courts of the State of Rhode Island.

per Mr. Justice Woods.

111. William F. Sayles et als. vs. John W. Garrett, Robert Garrett 2nd Thomas Harrison Garrett, copartners as Robert Garrett & Sons. Appellants

Appeal from the Circuit Court of the United States for the District of Rhode Island.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Rhode Island and was argued by counsel. On consideration whereof It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is

hereby, affirmed with costs.

per Mr. Justice Woods.

M. L. Whiteside. Appeal from
200. vs. Appellant the Circuit
E. C. Haselton, The Barlow Court of the
Iron Company, K. Cravens, United Stat.
James T. Boyce and James T. for the East-
Boyce, Executor of Ker Boyce, ern District
deceased. of Tennessee.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Tennessee and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court for further proceedings in conformity with the opinion of this Court.

per Mr. Justice Miller.

ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs and interest, until paid, at the same rate per annum that similar decrees bear in the Courts of the State of Rhode Island.

per Mr. Justice Woods.

	William T. Sayles et al.		Appeal from
111.	vs.	Appellants	the Circuit
	John W. Garrett, Robert		Court of the
	Garrett 2nd Thomas Harrison		United States
	Garrett, copartners as		for the Dis-
	Robert Garrett & Sons.		trict of Rhode
			Island.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Rhode Island and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is

hereby, affirmed with costs.

per Mr Justice Harlan.

M. J. Whitsides
vs. Appellant
J. C. Hesselton, The Eastern
Shore Company, T. Travers,
James C. Thompson formerly
Boyce, Executor of Ker Boyce
deceased.

Appeal from
the Circuit
Court of the
United States
for the East
ern District
of Tennessee.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Tennessee and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court for further proceedings in conformity with the opinion of this Court.

per Mr. Justice Miller.

The Illinois Central Railroad Company vs. Laura B. Turrill, Administratrix of Samuel M. Turrill, deceased.	Appellant	Appeal from the Circuit Court of the United States for the Northern District of Illinois.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs and interest, until paid, at the same rate per annum that decrees bear in the Courts of the State of Illinois.

per Mr. Chief Justice Waite.

The Michigan Southern and Northern Indiana Railroad Co.
113. vs. Appellant
Laura B. Turrill, Adminis-
tratrix of Samuel M. Turrill,
deceased.

Appeal from the Circuit Court of the United States for the North-
ern District of Illinois.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs and interest, unless paid, at the same rate per annum that de-
crees bear in the Courts of the State of Illin-
ois.

per Mr. Chief Justice Waite.

	The Wabash, St. Louis & Pacific Railway Company	In Error to the Circuit Court of the United States for the Southern District of Illinois.
1136.	vs. Plff. in Error	
	John F. Knox.	

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Illinois, and on the motion to dismiss the writ of error or affirm the judgment, which was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

per Mr. Chief Justice Waite.

	Howard L. Henderson	
1031.	vs. Plff. in Error	Ordered by the
	H. Estelle Wadsworth	Court that the

	William M. Henderson		further consid-
1032.	vs.	Plff. in Error	eration of the
	M. Estelle Wadsworth		motions to dis-
	Warren M. Henderson		miss in these
1033.	vs.	Plff. in Error	cases be, and
	M. Estelle Wadsworth		the same is
	et al.		hereby post-
	Victorine D. McCarthy		poned until the
	et al.		hearing on the
1034.	vs.	Plff. in Error	merits.
	M. Estelle Wadsworth		Mr. Chief
			Justice Waite.

	The Houston & Texas		On considera-
	Central Railway Co. et al.		tion of the mo-
1083.	vs.	Appellants	tion to advance
	Thomas M. Shirley		this cause pur-
			suant to the

32d rule. It is ordered by the Court that said motion be, and the same is hereby, granted.

Mr. Chief Justice Waite.

The Swift & Courtney & Beecher Company
vs. Appellant
The United States

On consideration of the motion to advance this cause pursuant to section 4. rule 26, It is ordered that said motion be, and the same is hereby, granted and the case assigned for argument on the first Monday in March next after the cases heretofore assigned for that day.

per Mr. Chief Justice Waite.

Caroline A. Mootes
vs. Plff. in Error
The Citizens National Bank of Piqua, Ohio.

On consideration of the motion to advance this cause pursuant to section 4. rule 26, It is ordered by the Court that said motion be, and the same is hereby, granted and the case assigned for argument on the first Monday in March next after No. 826.

per Mr. Chief Justice Waite.

The Kings County Savings Institution
532. vs. Appellant
S. F. Blair Collector &c.

On consideration of the motion to advance this cause, It is ordered by the Court that said motion be, and the same is hereby, denied.

per Mr. Chief Justice Waite

The United States
545. vs. Plaintiff
David Waddell et al.

On consideration of the motion to advance this cause It is ordered by the Court that said motion be, and the same is hereby, denied, but if the parties desire it may be submitted on printed briefs.

per Mr. Chief Justice Waite

Samuel H. Ruggles
55. vs. Appellant
Nelson J. Turney, Trustee in Bankruptcy of Lemuel Steely.

Appeal from the Circuit Court of the United States for the Southern District of Ohio.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Ohio and on the stipulation of counsel on file and motion of Mr. P. C. Smith, of counsel for the appellee, It is now here ordered, adjudged and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

Per Mr. Chief Justice Waite.

Samuel H. Ruggles
55. vs. Appellant
H. F. Turney, Trustee vs.

On motion of Mr. P. C. Smith, of counsel for the appellee,

Leave is hereby granted the Clerk to issue the Mandate in this cause.

Ex parte: In the matter of
The Chesapeake & Ohio
Railway Company
Petitioner.

Mr. W. J. Robertson, of counsel for the petitioner, filed and submitted to the consideration of the Court a motion for leave to file a petition for a writ

The Pensacola Tel Company vs. Pfff. in Error David Perry.

The motion to dismiss was this day made and submitted to the consideration of the Court on printed argument by Mr. C. H. Perry, in support of the same, and by Mr. C. H. Jones, in opposition thereto.

Joseph F. Leech et al. vs. Pfs. in Error C. F. Bailey et al.

The motion to dismiss was this day made and submitted to the consideration of the Court on the record and a printed argument by Mr. Henry Beard for Mr. C. H. Armes, in support of the same. No record or printed argument in opposition thereto.

John C. Kaufman et al. vs. Pfs. in Error Polly A. Wise

The motion to dismiss was this day made and submitted to the consideration of the Court on the record and a printed argument by Mr. Henry Beard and Mr. C. H. Armes, in support of the

same: No counsel appearing in opposition thereto.

The Chesapeake & Ohio Railway Company vs. Pltf. in Error
5214. John S. Miller Auditor &c. } The motion to advance this cause was submitted to the consideration of the Court on printed arguments by Mr. C. C. Watts, in support of the same, and by Mr. William H. Hogeman, in opposition thereto.

Mary M. Morrison, by her next friend Farrar Morrison, and Farrar Morrison as guardian of Nattie, Emory Lee, Irene, James and Daniel Morrison, minor children of said Mary M. Morrison and Malcolm Morrison, her husband. Appellants
1250. vs.
Martha S. Withers and William T. Withers } Mr. R. T. Merrick of counsel for the appellees, having filed in open Court the following certificate, to wit:

Circuit Court of the United States
for the Southern District of Mississippi.

I, James M. McCabe, Clerk of the Circuit Court of the United States for the Southern District of Mississippi do hereby certify that on a certain cause lately pending in said Court wherein Mary M. Morrison, by her next friend Farrar Morrison and Farrar Morrison as Guardian of Katie Emery Lee, Irene, Grimes and Daniel Morrison children of the said Mary M. Morrison and her husband Malcolm Morrison, were complainants, and Martha S. Withers and William S. Withers were defendants, a final decree was rendered by said Circuit Court on the 27th day of February, A.D. 1879, in favor of said defendants and against said complainants; and that on the same day said complainants prayed an appeal to the Supreme Court of the United States which was allowed upon their entering into bond in $500. with good security. And I do further certify that an appeal bond was filed in said cause on the first day of March.

A. D. 1883, and a citation signed on the second day of August, A. D. 1883, as appears of record in my office.

In testimony whereof I hereunto subscribe my name and affix (Seal) the seal of said Circuit Court at Jackson, Miss., this 7 day of January, A. D. 1884.

James M. McKee
Clerk."

and having stated that the appellants had altogether failed to file the record of said cause in this Court, or in any way to prosecute said appeal, moved the Court, in pursuance of the ninth rule, to have said appeal docketed and dismissed. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that this appeal from the Circuit Court of the United States for the Southern District of Mississippi be, and the same is hereby, docketed and dismissed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court to be proceeded in according to law and justice. Per Mr Chief Justice Waite.

E. L. Ames et al.
240. vs. Plff. in Error
The State of Kansas ex rel:
W. A. Johnston, Atty General
Def't

On motion of Mr Ware counsel for the plaintiff in error, it is ordered by the Court that these cases be,

The Kansas Pacific Railway Co.
1241. vs. Plff. in Error
The State of Kansas ex rel:
W. A. Johnston, Atty General.

and the same are hereby re-assigned for argument on the first Monday in March next after No. 900

Joseph Rosenthal
276. vs. Plff. in Error
Preston Player, Assignee in Bankruptcy of
Thomas Carney.

Mr. James O. Broadhead, on behalf of counsel for the defendant in error, suggested the death of Preston Player, the defendant in error in this cause, and the appointment of William R. Walker, as Assignee vc. for said Preston Player Thomas Carney, and moved the Court

vs. the same substitutions and William R. Walker, Assignee vs. for said Preston Rayer as the party defendant in error in this cause. Whereupon, It is ordered by the Court that William R. Walker, Assignee in bankruptcy of Thomas Carney, &c, and he is hereby, made the party defendant in error in this cause.

Henry F. Bean et al. vs. William L. Patterson et al. Appellants

Mr. Alexander Graves, in behalf of Mr. J. S. Bolsford, of counsel for the appellants, submitted to the consideration of the Court a motion for an order on the Clerk to docket this cause. Whereupon the Court not being now here sufficiently advised of and concerning what order to render in the premises took time to consider

1124. The United States vs. James D. Graham Appellant

On motion of Mr. Robert S. Sims, of counsel for the appellee, leave is

Hereby granted the Court to issue the Mandate in this cause.

John Campbell
& Wm Collins et al.
vs. Appellants
Rawlt H. Scott.
Administrator &c. et al.

The argument of this cause was commenced by Mr Tom and Marshall for appellants

236

for the appellants

(The Justices Matthews, having been of counsel in this cause, did not sit during the argument.)

Proclamation being made, the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, January 29th 1884.

Pursuant to adjournment the Court met today at the Capitol

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
John M. Harlan } Associate
William B. Woods } Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford

John F. Nicolay, Esquire, Marshal
James M. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. L. C. Houk, it is ordered that James G. Rose, Esquire, of Morristown, State of Tennessee, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. L. Williams, it is ordered

Thos. F. Hartwell, Esquire, of Columbus, State of Kansas, be admitted to practice as an attorney and counsellor of this Court and he was duly admitted accordingly.

135. Allen Campbell & Mc Arthur et als. vs. Appellants
Daniel H. Scott, Administrator &c. et al.

The argument of this cause was continued by Mr. John M. Harlan, Mr. W. F. McClintic, Mr. Henry F. Page and Mr. W. A. Maury, of counsel for the appellees, and concluded by Mr. Lawrence Maxwell Jr. of counsel for the appellants.

(Mr. Justice Matthews, having been of counsel in this case, did not sit during the argument).

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, January 30th 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford
Associate Justices

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Samuel Shellabarger it is ordered that A. G. Brown, Esquire, of Laramie City, Wyoming Territory, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John Ambler Smith it is ordered that William Baron, Esquire, of Dixon, State of Illinois, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

Edward A. Smith
Plff. in Error
vs.
Curtis Pierce

In Error to the Supreme Court of the State of Vermont.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Vermont and on the stipulation of counsel on file and motion of Mr. Guy C. Noble, of counsel for the plaintiff in error. It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed, each party paying his own costs.

per Mr. Chief Justice Waite.

Wednesday, January 30th 1884, continued.

John F. Killian et al., Trustees vs.
236. vs. Appellants
John W. Ebbinghaus, Trustee vs.

This cause was argued by Mr. Henry Wise Garnett, of counsel for the appellants, and by Mr. F. P. Cuppy and Mr. P. E. Dye, of counsel for the appellee.

Augustine A. McDonald
1138. vs. Appellant
Charles E. Kovey et al.

The argument of this cause was commenced by Mr. J. Noble Hayes, of counsel for the appellant.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday, January 31st 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable, Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford
Associate Justices

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. Daniel W. Voorhees it is ordered that Gideon C. Moody, Esquire, of Deadwood, Dakota Territory, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. E. B. Smith it is ordered that A. A. McDonald, Esquire, of Denver, State of Colorado, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

1138. Augustine K. McDonald vs. Charles E. Hovey et al. Appellant

The argument of this cause was continued by Mr. J. Noble Hayes, of counsel for the appellant, and Mr. George F. Edmunds, of counsel for the appellees, and concluded by Mr. Skipwith Wilmer, of counsel for the appellant.

239 Rufus Hayles vs. The United States Appellant

This cause was argued by Mr. Charles W. Horn, of and Mr. T. Madison Key, of counsel for the appellant, and Mr. Solicitor General Phillips, of counsel for the appellee.

Thomas Wm Clarke		Ordered by the
38.	vs. Appellant	Court that the
John Johnson		cause be and
		the same is

hereby, continued until the next term, per stipulation of counsel.

William Walsh		The argument
39.	vs. Appellant	of these cases
J. D. Mayer & Co. et al.		was commenced
and		by Mr. W. Walsh
J. D. Mayer & Co. et al.		with Whilli-
104.	vs. Appellants	ams counsel for
William Walsh		Walsh.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Friday, February 1st 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present:

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford
Associate Justices

John G. Nicolay, Esquire, Marshal
James M. McKenney, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. W. Willoughby, it is ordered that Lancaster C. Alexander, Esquire, of Washington City, District of Columbia, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Benjamin Harrison, it is ordered that John Overmyer, Esquire, of Scott Vernon, State of Indiana, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A.G. Willson, it is ordered that Charles F. Holstein, Esquire, of Indianapolis, State of Indiana, and George Hill, Esquire, of New York City, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

The Canal Bank et al. vs. P. F. Hudson et al. (Appellants)

528. This cause was submitted to the consideration of the Court on the record and printed arguments, pursuant to the 20th rule, (an extension of time having been heretofore granted) by Mr. H. C. Nugent, Mr. W. A. Maury and Mr. W. Hallett Phillips, of counsel for the appellants, and by Mr.

W. P. Harris and Mr. Frank Johnson, of counsel for the appellees.

John L. Freeman, Trustee
202 vs. Appellant
A. H. H. Dawson

On motion of Mr. Enoch Totten, in behalf of counsel, leave is hereby granted the Clerk to issue the Mandate in this cause, per stipulation of counsel.

Mary M. Morrison et al.
1250. vs. Appellants
Martha S. Withers et al.

On motion of Mr. R. J. Merrick, of counsel for the appellants, leave is hereby granted the Clerk to issue the Mandate in this cause.

Ex parte: In the matter of
The Commonwealth of
Virginia.
Petitioner.

Mr. W. Willoughby, of counsel for the petitioner, filed and submitted to the consideration of the Court motion for leave to file a petition for a writ

William Walsh
239. vs. Appellant
J. D. Mayer & Co. et als.

and

J. D. Mayer & Co. et als.
309. vs. Appellants
William Walsh.

The argument of these cases was continued by Mr. H. Hall, for Walsh, and concluded by Mr. W. Hall, for Mayer & Co. et als.

H. J. Hatcher et als.
241. vs. Appellees
Pulaski County.

This cause was argued by Mr. Augustus H. Garland for the plaintiffs in error, and Mr. [illegible] for the defendant in error to file printed argument on or before tomorrow.

The Atlanta & Charlotte Air Line Railway Company
245. vs. Appellant
Charles N. Pond, John W. Garrett et al.

Appeal from the Circuit Court of the United States for the

Southern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York and on the authority of counsel for the appellant on file. It is now here ordered, adjudged and decreed by this Court that this appeal be, and the same is hereby, dismissed, Clerk's costs to be paid by appellant.

per Mr. Chief Justice Waite.

The City of McGregor
246. vs. Plff. in Error
Charles F. Crosby, Executor
&c Eliza H. Crosby, Executrix
of J. W. Crosby, deceased.

In Error to the Circuit Court of the United States for the District of Iowa.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Iowa, and on the stipulation of counsel on file. It is now here ordered and adjudged by this Court that the writ of error in this

Rule to show cause is hereby discharged and the Rule to show cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Southern District of Iowa.

Per the Chief Justice Ward.

The Freeman's Savings & Trust Company vs. Appellant
George Lewis

This cause was argued by Mr. Emmons Cotton of counsel for the appellant, and by Mr. Erskine Wells and Mr. Parker for Mr. Henderson of counsel for the appellee.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Monday, February 4th 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford
Associate Justices

John G. Nicolay, Esquire, Marshal
James M. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in the behalf by Mr Augustus H. Garland it is ordered that Holmes Cummins, Esquire, of Memphis, State of Tennessee, Charles B. Simrall, Esquire, of Covington, State of Kentucky, and James C. Tappan, Esquire, and P. D. Thweatt, Esquire, of Selma,

State of Arkansas, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. Assistant Attorney General Maury, it is ordered that S. W. Rosendale, Esquire, of Albany, State of New York, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. K. Sharpless, it is ordered that J. Elliott Patterson, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George W. Smith it is ordered that George Bass, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court by Mr. James O. Broadhead it is ordered that Bradley L. Lee and George H. Gastleman, Esquires, of St. Louis, State of Missouri, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. F. E. Johnston it is ordered that William H. Sears, Esquire, of San Francisco, State of California, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

C. S. Jeffries, Administrator of Allan A. Kennedy, decd.		In Error to the Circuit Court of the United States for the Eastern District of Missouri.
203. vs.	Plff. in Error	
The Mutual Life Insurance Company of New York.		

This cause came on to be heard on the transcript of the record from the Circuit Court

of the United States for the Eastern District of Missouri, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Blatchford.

John C. Vogel, Executor of Rudolph Bircher, deceased vs. Plff. in Error
209. Timothy Gruaz. In Error to the Circuit Court of the United States for the South ern District of Illinois.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Illinois and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that

this cause be, and the same is hereby, remanded to the said Circuit Court with direction to set aside the verdict and vacate the judgment and take such further proceedings as may be according to law and not inconsistent with the opinion of this Court.

per Mr. Justice Blatchford.

220. Ernest D. Cotter vs. Francis A. Jones, Executor of Malcolm A. Jones, deceased, George O. Warnock et al. Appellant

Appeal from the Circuit Court of the United States for the Southern District of Georgia.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Georgia and was argued by counsel. On consideration whereof, it is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be and the same is hereby, affirmed with costs.

The City of East St. Louis and The Treasurer of the City of East St. Louis vs. The United States ex relations: John F. Zebley.

In Error to the Circuit Court of the United States for the Southern

District of Illinois.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Illinois and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to enter a judgment in conformity with the opinion of this Court.

per Mr. Justice Matthews.

228. The United States vs. Plff. in Error
William A. Simmons James H. Reynolds. Fabion L. Atkinson; & M. D. Hampton & L. Hilton, Administrators of E. L. Allen, deceased.

In Error to the Circuit Court of the United States for the Middle District of Tennessee.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Middle District of Tennessee and was argued by counsel. On consideration whereof, It is now hereordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed.

per Mr. Justice Woods.

S. Staats Taylor and Edward Parsons, Trustees of the Cairo City Property		In Error to the Circuit Court of the United States for the Southern District of Illinois
222.	vs. Plffs. in Error	
Mary N. Mayo, Adminis-tratrix, devisee and legatee of Charles Davis, deceased.		

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Illinois and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs and interest, until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Illinois.

per Mr. Justice Woods.

	The United States	Appeal from the
1125	vs. Appellant	Court of Claims.
	Frank A. Behan	

This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause be, and the same is hereby, affirmed.

per Mr. Justice Bradley.

	The Spring Valley Water Works	In Error
288.	vs. Plf. in Error	to the Su-
	Antone Schottler et al., constituting the Board of Supervisors of the City & County of San Francisco.	preme Court of the State of Califor- nia.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of California, and was argued by counsel. On consideration

whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs

per Mr. Chief Justice Waite.

Dissenting:
Mr. Justice Field

224. The County of Howard vs. Aff. in Error / James Paddock. / In Error to the Circuit Court of the United States for the Western District of Missouri.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Missouri and was argued by counsel. On consideration whereof It is now here ordered and adjudged by this Court. That the judgment of the said Circuit Court in this cause be, and the same is hereby affirmed with costs and interest, until paid, at the same rate per annum that

similar judgments bear in the Courts of the State of Missouri.

per Mr. Chief Justice Waite.

Ex parte: In the matter of Clodomiro Cota Petitioner. On a certificate of division in opinion between the

244. Judges of the Circuit Court of the United States for the District of California.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of California and on the points or questions on which the judges of the said Circuit Court were opposed in opinion and which were certified to this Court for its opinion, agreeably to the act of Congress in that case made and provided, and was argued by counsel. On consideration whereof, It is the opinion of this Court that this Court has no jurisdiction of the case in its present form; and it is ordered that said cause be, and the same is hereby, remanded to the said Circuit Court to be

proceeded in according to law. Whereupon it is now here ordered and adjudged by this Court that it be so certified to the said Circuit Court.

per Mr. Chief Justice Waite.

William H. Webster and Robert T. Coplin vs. The Buffalo Insurance Company. Pltffs. in Error

230. In Error to the Circuit Court of the United States for the Eastern Dist. of Missouri.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Missouri and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

per Mr. Chief Justice Waite.

	Hiram Cable	Appeal from the
525.	vs. Appellant	Circuit Court of the
	Thomas B. Ellis.	United States for the
		Northern District
		of Illinois.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Chief Justice Waite.

	John O. Tupper and	In Error to the
	Adolphus Lenfesty	Circuit Court
1086.	vs. Plffs. in Error	of the United
	Tully R. Wise	States for the
		District of
		California.

This cause came on to be heard on

the transcript of the record from the Circuit Court of the United States for the District of California and on the motion to dismiss the writ of error or affirm the judgment, which was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be and the same is hereby dismissed for the want of jurisdiction.

Per Mr. Chief Justice Waite.

Joseph F. Lynch, et al.
Leonard, Botts & Leonard and
Robert Hastings
vs. Plffs. in Error
Erk. Bailey and al.
Confounder.

In Error to
the Circuit
Court of the
United States
for the Dis
trict of Cal
ifornia

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of California, and on the motion to dismiss the writ of error or affirm the judgment, which

was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

per Mr. Chief Justice Waite.

The State, Elisha Ruckman, Prosecutor,
vs. Plff. in Error
Peter A. Demarest, Collector of the Township of Harrington in the County of Bergen.

On consideration of the motion to docket and dismiss the writ of error in this cause,

it appearing to the Court that the record was not filed and the cause docketed at the term to which the writ of error was returnable, and that all the parties to the cause have since died, the cause is therefore abated.

per Mr. Chief Justice Waite.

The Chesapeake & Ohio Railway Company
vs. Plff. in Error
A. E. White, Admin-

On consideration of the petition of the Chesapeake &

Railway Company. It is ordered by the Court that cause be shown by the defendant in error in this case before this Court at Washington, in the District of Columbia, on the 3d day of March next, at twelve o'clock, noon, of that day, or as soon there after as counsel can be heard, why he should not be attached for a contempt for a violation of the supersedeas herein by attempting to prosecute his action against the Chesapeake & Ohio Railway Company in the Circuit Court for Greenbrier County, West Virginia, which forms the subject matter of the controversy in this suit while the supersedeas remains in force.

per Mr. Chief Justice Waite.

524. The Chesapeake & Ohio Railway Company vs. Plff. in Error
John S. Miller, Auditor &c.

On consideration of the motion to advance this cause, It is ordered by the Court that said motion be, and the same is hereby, denied.

per Mr. Chief Justice Waite.

The Pensacola Ice Company.
1051. vs. Plff. in Error
David Perry

On consideration of the motion to dismiss in this cause and of the argument of counsel thereupon had, as well in support of as against the same, It is ordered by the Court that said motion be, and the same is hereby, denied.

per Mr. Chief Justice Waite.

Ex parte: In the matter of The Commonwealth of Virginia
16. Original — Petitioner.

On consideration of the motion for leave to file a petition for a writ of mandamus, It is ordered by the Court that said motion be, and the same is hereby, granted, and leave is hereby granted counsel for the petitioner to be heard orally or by printed argument on the first Monday in March next in support of a motion for a rule to show cause why the writ prayed for should not issue.

per Mr. Chief Justice Waite.

Simon P. Bean et al
vs. Appellants
William C. Patterson et al.

On consideration of the motion for the order on the Clerk to docket this cause, It is ordered by the Court that said motion be, and the same is hereby, granted.

Per Mr Chief Justice Waite.

The County of Otoe
vs. Plff. in Error
John J. Baldwin
and
John J. Baldwin
vs. Plff. in Error
The County of Otoe.

It is ordered by the Court that counsel for the respective parties be notified that Exhibit "D," referred to in the certificate of division in these cases is not a part of the record as printed, and that leave is hereby given them to supply such defect, by stipulation, on or before February 25th 1884

Per Mr. Chief Justice Waite

Order.

Ordered that mandates issue in all cases decided prior to the first day of January when applied for, except where a petition for rehearing is pending and cases docketed and dismissed under the ninth rule.

-per Mr. Chief Justice Waite.

Jane F. James, Admin-
istratrix &c.
809. vs. Plff. in Error
Samuel D. Hicks.

On motion of Mr. W. P. Burwell, of counsel for the defendant in error,

leave is hereby granted the Clerk to issue the Mandate in this cause.

William N. Renaud,
substituted &c.
567. vs. Plff. in Error
E. A. Abbott, Administrator &c.

The motion to dismiss in this cause was submitted to the consideration of the Court on printed arguments by Mr. S. D. Eastman, in support of the same, and by Mr. T. J. Semmes, in opposition thereto.

Thomas U. Crawford et al
218. vs. Plffs. in Error
Granville P. Hatter.

Mr. L. L. Lausdett filed and submitted the consideration of the Court motion to vacate and annul the judgment entered on the 14th day of November, 1883, docketing and dismissing the case pursuant to the 9th rule, and for leave to file the record & docket the case. Whereupon leave was granted to counsel for the defendant in error to file affidavits in opposition to said motion on or before February 15th.

The United States
218. vs. Plff. in Error
Fred. Bourne, Admr.
vs., et al.

On motion of Mr. L. D. Latimer, of counsel for the defendants in error. Leave is hereby granted the Clerk to issue the Mandate in this cause.

R. W. Healy et al.
711. vs. Plffs. in Error
The Joliet & Chicago Railroad Company et al.

The motion to dismiss in this cause was submitted

to the consideration of the Court on printed arguments by Mr. George W. Smith, in support of the same, and by Mr. C. F. Rice, in opposition thereto.

The United States
1126. vs. Appellant
Frank A. Behan

On motion of Mr. J. K. Douglass, of counsel for the appellee, leave is hereby granted the Clerk to issue the Mandate in this cause.

William E. Clements
136. vs. Appellant
The Odorless Excavating Apparatus Company.

On motion of Mr. Hector J. Fenlon, of counsel for the appellant, leave is hereby granted the Clerk to issue the Mandate in this cause.

The Corn Exchange National Bank
281. vs. Plff. in Error
Emile Schepflers et al.

Mr. A. N. Sharpless, of counsel for the plaintiff in error, having filed in open Court a suggestion of a diminution of the record in this cause, in the words and figures

following, to wit:

"The [illegible] error therein is [illegible]
plete in this, that the charge to the jury
the learned judge below as it appears in
the bill of exceptions filed and the [illegible]
[illegible] parts thereof specially excepted to by the
Plaintiffs in error are omitted therefrom"

By reason of which omissions and errors aforesaid, the said counsel now here moved the Court to award a writ of certiorari to be directed to the Judges of the Circuit Court of the United States for the Eastern District of Pennsylvania commanding them that searching the record and proceedings of said Court in this cause they do certify to this Court under the seal of the said Circuit Court whatever omissions and errors shall be found to the extent above enumerated. On consideration whereof, It is now here ordered by this Court that a writ of certiorari be, and the same is hereby, awarded, to be issued forthwith and to be directed to the judges of the Circuit Court of the United States for the Eastern District of

Pennsylvania, commanding them that searching the record and proceedings aforesaid they certify to this Court, under the seal of the said Circuit Court, whatever omissions and errors shall be found, to the extent above enumerated, and return the same with the said writ of certiorari forthwith to this Court.

per Mr. Chief Justice Waite.

Ex parte: In the matter of John Hilz. Petitioner. On motion of Mr. R. R. Perry, It is ordered by the Court that this case be, and the same is hereby, assigned for argument on the first Monday in March next, at the head of the call for that day.

112 The United States vs. Samuel C. Lawton. Appellant. On motion of Mr. William G. Earle, of counsel for the appellee, leave is hereby granted the Clerk to issue the Mandate in this cause.

Elijah Stewart
vs. Cliff on Error
E. E. Smyth

Plaintiff moves
submitted to the
consideration of
the Court on the
record certificate prepared by Mr.
J. M. Burdeen of counsel for the Plaintiff on error. No appearance for the defendant on error.

Proclamation being made the Court is adjourned until Monday March 2, at twelve o'clock

Monday, March 3d 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford
Associate Justices.

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. C. M. Platt, it is ordered that William B. Wooster, Esquire, of Birmingham, State of Connecticut, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court on this behalf by Mr. P. B. Plumb it is ordered that Charles W. Blair, Esquire of Leavenworth, State of Kansas, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court on this behalf by Mr. Johnson & Gibbs it is ordered that J. J. Browne, Esquire of Walla Walla, Washington Territory, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court on this behalf by Mr. H. C. Foran it is ordered that J. P. Dawley, Esquire, of Cleveland, State of Ohio, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly

On motion first made to the Court on this behalf by Mr. W. B. Webb, it is

ordered that J. E. Hindon Hyde, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. James A. Johnston, it is ordered that Charles Page, Esquire, of San Francisco, State of California, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

Albert Conrad and Willard S. Curtin by &c. vs. Charles E. Crane & Jefferson Hodgkins. } Appeal from the Circuit Court of the United States for the Northern District of Illinois.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois, and was argued by counsel. On consideration whereof, It is

now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed with costs: And that this cause be, and the same is hereby remanded to the said Circuit Court with directions to dismiss the bill with costs.

for Mr. Justice Blatchford

John D. Alexander
233 vs. Pff. in Error
Frances L. Bryan.

In Error to the Circuit Court of the United States for the Southern District of Alabama

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Alabama, and was argued by counsel. On consideration whereof, it is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs and interest, until paid, at the rate

rate per annum that similar judgments bear in the Courts of the State of Alabama.

per Mr. Justice Blatchford.

Augustus D. Juilliard
Os. Plff. in Error.
v.
Thomas S. Greenman

In Error to the Circuit Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Gray.

Dissenting:
Mr. Justice Field.

Ex parte: In the matter of The State of Iowa
3. Original — Petitioner

Petition for a writ of mandamus.

On consideration of the petition for a writ of mandamus, the return to the rule to show cause, and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, dismissed.

per Mr. Justice Gray.

Dissenting:
Mr. Justice Miller
" " Field.

Ex parte: In the matter of The State of Illinois
4. Original — Petitioner

Petition for a writ of mandamus.

On consideration of the petition for a writ of mandamus, the return to the rule to show cause, and of the argument of counsel thereupon had, as well

in support of as against the same. It is now here ordered by the Court that said petition be, and the same is hereby, dismissed.

per Mr. Justice Gray

Dissenting:
Mr. Justice Miller
" " Field.

The Pennsylvania Railroad Company vs. The Locomotive Engine Safety Truck Company. Appeal from the Circuit Court of the United States for the Eastern District of Pennsylvania.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Pennsylvania, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same

is hereby, reversed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to dismiss the bill.

Mr. Justice Gray

John W. Spurgin
vs. Error to the
George P. Williams and Circuit Court
Henry D. Williams. of the United
States for the Dis-
trict of Indiana.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Indiana, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, reversed with costs. And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to grant a new trial. per Mr. Justice Matthews

Joseph Hurlado
Err. vs. Plff in Error
The People of the
State of California

In Error to the
Supreme Court
of the State of
California.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of California, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Matthews.

Dissenting:
Mr. Justice Harlan.

W. T. Washer. Jacob Danen.
James Walker Brooks
2541. vs. Plffs. in Error
Bullitt County.

In Error
to the Cir-
cuit Court
of the
United

States for the District of Kentucky.

This cause came on to be heard on

Monday, March 3d 1884, continued.

the transcript of the record from the Circuit Court of the United States for the District of Kentucky, and was argued by counsel. On consideration whereof it is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court for further proceedings to be had therein in conformity with the opinion of this Court.

per Mr Justice Woods

John H. Wilson et als
Trustees of the German
Lutheran Evangelical
Concordia Church
vs. Appellants
John W. Ebbingham.
Trustee.

Appeal from
the Supreme
Court of the
District of
Columbia

This cause came on to be heard on the transcript of the record from the Supreme Court of the District of Columbia, and

was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court, that the decree of the said Supreme Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Supreme Court with directions to dismiss the bill without prejudice.

for Mr Justice Wood

Lockwood Clotfelter
vs.
The People of the Territory of Utah.

In Error to the Supreme Court of the Territory of Utah.

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of Utah, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, reversed; And that this cause be, and the same is hereby, remanded to the said Supreme

Court with directions to set aside the verdict and judgment of conviction and order a new trial.

Per Mr. Justice Harlan

John Swann	Appeal from
62 vs. Appellant	the Circuit
George F. Fabyan, as surviving Executor of John S. Wright, deceased, and The Alabama Great Southern Railroad Company.	Court of the United States for the Southern District of Alabama

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Alabama, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr Justice Harlan

John Swann, E. J. Fallon, and The Alabama Great Southern Railroad Company. Appellants vs. Thomas Clark, Eben F. Clarke and Benjamin F. Brooks.	Appeal from the Circuit Court of the United States for the Southern

District of Alabama.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Alabama, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Harlan.

The Northern National Bank of Toledo, Ohio
721. vs. Error to
The Trustees of Porter Township, Delaware County, Ohio.

The Circuit Court of the United States for the Northern District of Ohio.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Ohio, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Harlan.

Augustine K. McDonald
1138. vs. Appellant
Charles E. Hovey and
William P. Hale.

Appeal from the Supreme Court of the District of Columbia

This cause came on to be heard on the transcript of the record from the Supreme Court of the District of Columbia, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that this appeal be be and the same is hereby, dismissed with costs.

per Mr. Justice Bradley.

Alfred Sidell, Nicholas J. Rightor et al. Appellants
584. vs.
George H. Grandjean, United States Deputy Surveyor.

Appeal from the Circuit Court of the United States for the Eastern District of Louisiana.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Louisiana, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the

Same is hereby affirmed with costs.
per Mr. Justice Field.

Alfred Blidsel, Jr. et als
H. Righter et ux
vs. Appellants
Samuel L. Richardson,
Register of the State Land
Office of Louisiana, &c.
&c. &c. Appellee

Appeal from the Circuit Court of the United States for the Eastern District of Louisiana.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Louisiana, and was argued by counsel. On consideration whereof, it is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Field.

Alfred Eldell, Nicholas H. Richter et al. vs. Thomas J. Emler, Milton B. Muncy, Franklin P. Marcy et al.

916. Appellants

Appeal from the Circuit Court of the United States for the Eastern District of Louisiana.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Louisiana, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Field.

Alfred Eldell, Oliver Beirne, Nicholas H. Richter et al. vs. Charles Eschiron.

917. Plffs. in Error

On Error to the Circuit Court of the United States for the Eastern District of Louisiana.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Louisiana and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Field.

Rufus Waples
vs. Appellant
The United States
} Appeal from the Court of Claims.

137 This cause came on to be heard on the transcript of the record from the Court of Claims, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause be, and the same is hereby, affirmed

per Mr. Justice Field.

	Robert Mitchell and William Mitchell	In Error to the Supreme Court of
98.	vs. Plffs. in Error	the State of Mis-
	William G. Clark.	souri.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Missouri, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Supreme Court for further proceedings to be had therein, not inconsistent with the opinion of this Court.

per Mr. Justice Miller

Dissenting:
Mr. Justice Field.

Ex parte: In the matter of Jasper Yarbrough, James Yarbrough, Wilmus Yarbrough, Neal Yarbrough, Geo. Eastman, Robt. Emory, Stale Simmons and E. H. Green
vs. Original — Petitioners

} Petition for writ of habeas corpus &c

On consideration of the petition for writ of habeas corpus and returns, of the returns to the rule to show cause and of the arguments of counsel thereon had, as well in support of as against the same, It is now here ordered by the Court that said petition be, and the same is hereby, dismissed.

per Mr. Justice Miller.

The Atchison, Topeka & Santa Fe Railroad Company
vs. Appellant
The Denver & New Orleans Railroad Company

} Appeal from the Circuit

The Denver & New Orleans Railroad Company		Court of the United
154 vs.	Appellant	States for
The Atchison, Topeka & Santa Fe Railroad Company.		the District of Colorado.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Colorado, on appeal and cross appeal, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to dismiss the bill without prejudice. Costs to be paid by the Denver and New Orleans Railroad Company.

per Mr. Chief Justice Waite.

Dallas County in the State of Missouri
vs. Plff. in Error
John W. M^c^Kenzie

In Error to the Circuit Court of the United States for the Western District of Missouri

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Missouri, and was argued by Counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby affirmed with costs and interest, until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Missouri.

Per Mr. Chief Justice Wayne.

The United States
vs. Plff. in Error
William Brindle
of Pennsylvania.

In Error to the Circuit Court of the United States for the Eastern District

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Pennsylvania, and was argued by counsel. On consideration whereof. It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, reversed; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to enter another judgment in favor of the defendant in error in accordance with the finding "G", that is to say for $ 11,541.78 as of June 13, 1879, the date of the verdict. The Judgment to draw interest from that date.

Per Mr. Chief Justice Waite.

Daniel Rice
8314. vs. Appellant
The Sioux City & St. Paul
Railroad Company.

Appeal from the Circuit Court of the United States for the District of Minnesota.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Minnesota, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Chief Justice Waite.

William H. Renaud, substituted &c.
567 vs. Plff. in Error
E. A. Abbott, Adm'r. &c.

Ordered by the Court that the further consideration of the motion to dismiss in this cause be, and the same is hereby, postponed until the cause is heard on the merits.

per Mr. Chief Justice Waite

R. W. Healy et al.
711 vs. Plffs. in Error
The Joliet & Chicago Rail-road Company et al.

On consideration of the motion to dismiss in this cause, and of

the argument of counsel thereupon had, as well in support of as against the same, It is ordered by the Court that said motion be, and the same is thereby, denied.

per Mr. Chief Justice Waite.

James A. Crawford et al. vs. Plffs. in Error
1202. Granville O. Waller.

On considera. tion of the mo. tion to rescind and annul

the judgment entered in this cause on the 11th day of November 1883, docketing and dismissing the same, pursuant to the 9th rule, and for leave to file the transcript and docket the cause, It is ordered by the Court that said motion be, and the same is hereby, granted upon payment of costs.

per Mr. Chief Justice Waite.

Ex parte: In the matter of Lee R. Sanborn
5. Original — Petitioner

Ordered by the Court that this case be dismissed unless

the petitioner or his counsel appear and prosecute the same on or before the 31st instant.

	E. D. Taylor & Mary R. Hobbs, Executors &c.	The motion to
251.	vs. Appellants	dismiss in this
	Albert Bowker	cause was sub.
		mitted to the
		consideration

of the Court on the record and printed argument by Mr. E. B. Smith, in support of the same.

	The Chesapeake & Ohio	Ordered by the
	Railway Company	Court that the
710.	vs. Plff. in Error	argument on the
	A. E. White, Adm'r. &c.	return to the
		rule to show

cause in this case be, and the same is hereby, postponed until the 10th instant, by consent.

	The American File Co. et al.	On motion of
110.	vs. Appellants	Mr. E. J. D.
	John W. Garrett et al.	Cross, of
	and	counsel for
	William F. Eayles et al.	the appellees,
111.	vs. Appellants	leave is here.
	John W. Garrett et al.	by granted

the Clerk to issue the Mandate in these cases.

	The Giant Powder Co.		On motion of
1223.	vs.	Appellant	Mr. J. H. Johnston, of counsel
	The California Vigorit Powder Co., et al.		for the appellees, leave is hereby

granted the Clerk to issue the Mandate in this cause.

	The District of Columbia		
1192.	vs.	Appellant	Appeal from the Court of Claims.
	Alberto Campbell and Charles H. Eslin, doing business under the firm name & style of Campbell & Eslin.		

This cause came on to be heard on the transcript of the record from the Court of Claims and on the stipulation of counsel on file and motion of Mr. Solicitor General Phillips, of counsel for the appellant, It is now hereordered and adjudged by this Court that this appeal be, and the same is hereby, dismissed.

per Mr. Chief Justice Waite.

Monday March 5th 1888 Continued

The District of Columbia — On motion of
172 vs. Appellant — Mr Solicitor
Albert Gunnell and — General Wis-
Chas. F. Wilson — dom, of counsel
for the Appellant,
leave is hereby granted the Court to recall
the Mandate in this cause.

Francis A. Leggett Trustee. — On motion
121 vs. Appellant — is dismissed
John J. Allen, Assignee &c. — on this cause
and submitted
to the consideration of the Court on
printed arguments by Mr. A. J. Hall, in
support of the same, and by Mr. Fenwick
Bowdoin, in opposition thereto.

Proclamation being made, the Court is
adjourned until Tomorrow at 10 o'clock.

Tuesday, March 2nd 1880.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford
Associate Justices

John G. Nicolay, Esquire, Marshal
Jas. A. McKenney, Clerk.

Proclamation being made, the Court is opened.

On motion first made to the Court in this behalf by Mr. A. A. Ranney, it is ordered that Oliver Crocker Stevens, Esquire, of Boston, State of Massachusetts, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this

behalf by Mr. L. H. Bowman it is ordered that J. G. Thompson, Esquire, of East Lee of Pennsylvania, be admitted to practice as an attorney and counsellor of this Court & he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Assistant Attorney Gen. Maury, it is ordered that Thomas F. Foard, Junior, Esquire, of San Rafael, State of California, be admitted to practice as an attorney and counsellor of the Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. S. Worthington, it is ordered that Joseph R. Wilson and Francis H. Smith, Esquires, of Washington City, District of Columbia, be admitted to practice as attorneys and counsellors of this Court, and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. Walter Gresham, it is ordered that A. W. Finley, Esquire, of Tyler, State of

Texas; be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George G. Vest, it is ordered that D. D. Burnes, Esquire, of St. Joseph, State of Missouri, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

Mr. George F. Edmunds presented the resolutions of the Bar on the death of Philip Phillips, Esquire, which were read and ordered to be filed.

William K. Pancher et al. Appellants
1453. vs. The motion in
James Cuddy, Adm'r. &c. this cause for
an injunction
was argued

by Mr. George F. Edmunds, in support of the same.

Ex parte: In the matter of Albert Grant Petitioner

On motion of Mr. H. H. Miller, Mr. is hereby granted to file a petition for a writ of mandamus.

The Capleton Manufacturing Co. vs. Appellant
The West Bradley & Cary Manufacturing Company et al.

The motion to pass this cause was argued by Mr. F. C. Sumrall for Appellee in support of the same, and by Mr. H. C. Miller, in opposition thereto. Whereupon, It is ordered by the Court that the case be, and the same is hereby, passed, and the appellant is granted until March 15th next within which to provide the cost of printing the record and Clerk's fees, and when the record is printed the case to be restored to the call, pursuant to section 4, rule 28.

Claiborne County vs. Plff. in Error
W. B. Brooks, Assignee etc.

On motion of Mr. L. C. Houk, It is ordered by the

Court that the judgment of dismissal entered in this cause on January 24th, 1884, be, and the same is hereby, rescinded and annulled, and the case to be restored to the call pursuant to section 9. rule 26, when the record is printed.

Milton Courtright — Appellant
v.s.
James M. Burnes

Mr. E. M. Brainerd, of counsel for the appellant, suggested the death of Milton Courtright, the appellant in this cause and moved the Court to make William L. Scott and Joseph McCarter, Executors of Milton Courtright, deceased, the parties appellants in this cause. Whereupon, It is ordered by the Court that William L. Scott and Joseph McCarter, Executors of Milton Courtright, deceased, as aforesaid, be, and they are hereby, made the parties appellants in this cause.

822. James M. Burnes — Plff. in Error
vs.
Milton Courtright.

Mr. E. M. Brainerd, of counsel for the defendant in error, suggested the death of

Milton Courtright, the defendant in error in this cause, and moved the Court to make William L. Scott and Joseph McCord, Executors of Milton Courtright, deceased, the parties defendants in error in this cause. Whereupon it is ordered by the Court that William L. Scott and Joseph McCord, executors of Milton Courtright, deceased, aforesaid, be, and they are hereby, made the parties defendants in error in this cause.

245 John G. Levey vs. Appellant
Elphalet Nott

On motion of Mr. H. T. Cowell, of counsel for the appellee, and on the stipulation of counsel on file. Ordered by the Court that this cause be, and the same is hereby, advanced pursuant to the 32nd rule.

239 The Phoenix Insurance Co. of Brooklyn vs. Appellant
The Erie & Western Transportation Company.

Mr. Morton P. Henry, of counsel for the appellant, filed and submitted

to the consideration of the Court motion to advance this cause.

The Crescent City Live Stock Landing & Slaughter House Company	Mr. M. F. Morris, of counsel for the defend-
269. vs. Plff. in Error	ants in error,
The City of New Orleans & Martin Wolf, Intervenor.	submitted to the considera- tion of the

Court motion to rescind and annul the judgment of dismissal entered in this cause on January 22d 1884 and to restore the case to the docket, which was opposed by Mr. B. F. Jonas, of counsel for the plaintiff in error. Whereupon, this Court not being now here sufficiently ad- vised of and concerning what order to ren- der in the premises, took time to consider.

The Butchers' Union Slaughter House & Live Stock Landing Co.	Mr. M. F. Morris, of
627. vs. Appellant	counsel for
The Crescent City Live Stock Landing & Slaughter House Co.	the appel- lant, filed and sub-

Tuesday, March 1st 1853, Continued

ordered to be recommitted on the former motion to advance the cause.

The United States
111. vs. Appellant
Robert Grant, Jun.
cause further to be

On motion of Mr. D. Sutton Stevens, of counsel for the Appellee leave of Court is hereby granted the Clerk to issue the Mandate in this cause.

The Illinois Central R.R. Co.
112. vs. Appellant
Isaac R. Sturges, Jun.
&
The Michigan Southern and Northern Indiana R.R. Co.
113 vs. Appellant
Isaac R. Sturges, Jun.

On motion of Mr. Pillsbury leave is hereby granted the Clerk to issue the Mandate in this cause.

William Brown
243. vs. Appellant
Sumner F. Dunham

On motion of Mr. F. M. Johnston, of counsel for the ap-

pellant, Ordered that the hearing of the motion to continue this cause be postponed until to-morrow.

Ex parte: In the matter of The Commonwealth of Virginia. No. Original — Petitioner. The motion for a rule to show cause why a writ of mandamus should not issue as prayed in the petition was argued by Mr. W. Willoughby, in support of the same.

The Chicago Life Insurance Co. vs. Pltf. in Error 502. Thomas B. Needles Defendant in Error. The motion to vacate the super. sedeas and to dismiss in this cause was submitted to the consideration of the Court on printed arguments by Mr. J. L. High and Mr. E. B. Sherman, in support of the same, read by Mr. L. C. Bonney, in opposition thereto.

Tuesday, March 11th 1902, continued.

The Court in the matter of John Kelly

vs. Original — Petitioner.

The argument of this case was commenced by Mr. C. F. Clement, of counsel for the petitioner, and continued by Mr. W. Pierce Berry and Mr. A. A. Worthington, of counsel for the respondent.

Proclamation being made, the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, March 5th 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray
John G. Nicolay, Esquire, Marshal
James M. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Benjamin F. Butler, it is ordered that A. W. Foster, Esquire, of Pueblo, State of Colorado, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. William M. Ramsey it is or-

dered that D. F. Schuyler, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Seth N. Kellogg
vs. Appellant
The United States

On motion of Mr. J. W. Bartley, of counsel for the appellant,
Ordered by the Court

.08

that the judgment of dismissal pursuant to the 16th rule entered in this cause on November 13th 1883, be, and the same is hereby, vacated and the cause restored to the docket.

Seth N. Kellogg
vs. Appellant
The United States

Appeal from the Court of Claims.

108.

This cause came on to be heard on the transcript of the record from the Court of Claims and on the motion of Mr. J. W. Bartley, of counsel for the appellant. It is now hereordered and adjudged by this Court that this appeal be, and the same is hereby, dismissed.

The United States et al. vs. David Jackson, Intervenor
206. Appellants

On motion of Mr. J. J. Semmes, of counsel for the appellee, leave is hereby granted the Clerk to issue the Mandate in this cause.

The New Orleans Gas Light Co. vs. The Louisiana Light & Heat Producing & Manufacturing Co. et al.
532. Appellant

On motion of Mr. J. J. Semmes, leave is hereby granted him to withdraw his appearance as counsel for the appellant in this cause.

William Irvine vs. Sumner T. Dunham
213. Appellant

Mr. James M. Johnston, of counsel for the appellant, submitted to the consideration of the Court motion to continue this cause until the next term, which was opposed by Mr. Samuel Shellabarger, of counsel for the appellee. Whereupon, It is ordered by the Court that the cause be postponed to the foot of the call on the 25th instant.

Philip Phillips
535. vs. Pltff in Error
Samuel J. Morphy.

Mr. W. Patton this
day, of counsel for
the plaintiff in
error, suggested the
death of Philip Phillips, the plaintiff in error
in this cause and moved the Court to admit
W. Hallett Phillips & Eleanor Phillips, Executors
&c. of Philip Phillips, deceased the late
plaintiffs in error in this cause. Whereupon,
it is ordered by the Court that W. Hal-
lett Phillips and Eleanor Phillips, Executors
of Philip Phillips, deceased, be admitted,
&c. and they are hereby made the parties
plaintiffs in error in this cause.

Ex parte: In the matter
of John Nutt.
12. Original — Petitioner

This argument
of this cause
was resumed,
and by Mr.
Benjamin F. Butler, of counsel for the
petitioner.

The United States
1130. vs. Plff. in Error
Rudolph W. Ulrici etal.
and
The United States
852. vs. Plff. in Error
James M. Sutton etal.

These cases were argued by Mr. Solicitor General Phillips, of counsel for the plaintiff in error - No counsel appearing for the defendant in error.

O. J. Hollister, Collector &c.
909. vs. Plff. in Error
Zion's Co-operative Mercantile Institution,
and
Jonathan C. Willis, Collector &c.
1152. vs. Plff. in Error
The Belleville Nail Co.

These cases were argued by Mr. Solicitor General Phillips, of counsel for the plaintiffs in error, and by Mr. F. A. Rawlins and Mr. Samuel Shellabarger, of counsel for the defendant in error in No. 909, and submitted on printed argument by Mr C. W. Thomas, of counsel for the defendant in error in No. 1152.

The Swift & Courtney & Beecher Company
526. vs. Appellant
The United States.

The argument of this cause was commenced by Mr. J. W. Douglass, of counsel for the appellant.

Proclamation being made, the Court is adjourned until Tomorrow at twelve o'clock.

Thursday, March 6th 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. E. W. Kittredge, it is ordered that Henry S. Sherman, Esquire, of Cleveland, State of Ohio, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

1071. W. D. Andrews et al. Appellants, vs. Hemp Bray
1077. Harris Sams, Appellant, vs. W. D. Andrews et al.
1052. James Brogan, " " " " " "
746. Alfred Berry, " " B. F. Green
747. Judson O. Brown " " " " "
748. John L. Burhans " " " " "
749. John Darsh " " " " "
750. Charles E. Dunham " " " " "
751. Theo. F. French " " " " "
752. William Gale " " " " "
753. Jas. J. Pierson " " " " "
754. Jno. N. Schenck " " " " "
755. Augustus Vandeventer " " " " "

Mr. George F. Edmunds, of counsel, filed and submitted to the consideration of the Court motion to advance these cases.

The Swift & Courtney & Beecher Company
326. vs. Appellant
The United States.

The argument of this cause was continued by Mr. J. W. Douglass, of counsel for the appellant, and by Mr. Solicitor General Phillips, of counsel for the appellee, and

concluded by Mr. Samuel Shellabarger, of counsel for the appellant.

Caroline A. Moores
vs. Plff. in Error
The Citizens National
Bank of Piqua.

(900.

The argument of this cause was commenced by Mr. J. M. Warrington of counsel for the plaintiff in error, and continued by Mr. William M. Ramsey, of counsel for the defendant in error.

(Mr. Justice Matthews did not sit during the argument of this cause.)

Caroline A. Moores
vs. Plff. in Error
The Citizens National
Bank of Piqua.

(900.

On motion of Mr. J. M. Warrington, of counsel for the plaintiff in error, leave is hereby granted him to file a supplemental brief in this cause.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Friday. March 4th 1881.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice.

Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan — Associate
William B. Woods — Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford

John G. Nicolay, Esquire: Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. A. B. Lines it is ordered that William R. Plum, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. H. Garland it is ordered that John E. Kenna, Esquire, of Charleston, State of West Virginia, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John F. Dillon, it is ordered that Timothy Brown, Esquire of Marshalltown, State of Iowa, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

1264. Deborah Van Bokkelen, Libertus Van Bokkelen, William T. Van Bokkelen, Adrian H. Van Bokkelen, Spencer D. C. Van Bokkelen, Elizabeth M. Roe and Mary Ellison Von Kleuze vs. Daniel Cook & C. Derby. Appellants

Mr. S. M. Wilson, of counsel for the appellees, having filed in open Court the following

certificate, to wit:

In the Circuit Court of the United States
Ninth Circuit
In and for the District of Nevada.

Deborah Van Bokkelen, Libertus
Van Bokkelen, William K. Van
Bokkelen, Adrian H. Van Bokkelen,
Spencer D. C. Van Bokkelen,
Elizabeth M. Roe and Mary
Ellison Von Kleuze
Complainants

vs.

Daniel Cook and C. Derby
Defendants

I, Thomas J. Edwards, Clerk of the Circuit Court of the United States for the District of Nevada, do hereby certify that on February 4th 1879, the complainants, Deborah Van Bokkelen, Libertus Van Bokkelen, William K. Van Bokkelen, Adrian H. Van Bokkelen, Spencer D. C. Van Bokkelen, Elizabeth M. Roe and Mary Ellison Von Kleuze brought this bill of complaint in the Circuit Court of the United States Ninth Circuit, in and for the District

of Nevada, against the defendants Daniel Cook and C. Derby. and thereafter the defendants appeared in Court and filed their answers therein.

That afterwards and on the 21st day of March, A. D. 1881, a decree in said cause was duly given and made in favor of the defendants, dismissing the bill of complaint and for costs; and on the same day the enrolled papers were filed and on 2d day of May, A.D. 1881, an order was made and entered herein allowing an appeal to the Supreme Court of the United States.

That on the 23d day of September 1882 the transcript on appeal herein was delivered to W. L. Mitchell, Solicitor for the complainants herein.

Attest my hand and the seal of the said Circuit Court this twenty first day of February, A. D. 1884.

J. J. Edwards
(Seal) Clerk U. S. Cir. Court
Dist. Nevada."

Thereupon moved the Court for leave to

docket said cause, which being granted he suggested the death of Daniel Cook, one of the appellees, and moved the Court to make Seth Cook, Administrator of Daniel Cook, deceased, a party appellee in this cause, and it was so ordered. And having stated that the appellants had altogether failed to file the record of said cause in this Court or in any way to prosecute said appeal, moved the Court, in pursuance of the 9th rule, to have said appeal dismissed. Whereupon, It is now here ordered, adjudged and decreed by this Court that this appeal from the Circuit Court of the United States for the District of Nevada be, and the same is hereby, dismissed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court to be proceeded in according to law and justice

per Mr. Chief Justice Waite.

700. Caroline A. Moores vs. The Citizens National Bank of Piqua.

Plff. in Error

The argument of this cause was continued by Mr. William M

Ramsey and Mr. E. M. Johnson, of counsel for the defendant in Error, and concluded by Mr. E. W. Kittredge, of counsel for the plaintiff in error.

(Mr. Justice Matthews did not sit during the argument of this cause.)

F. L. Ames et al.
1240. vs. Plffs. in Error
The State of Kansas ex rel:
H. A. Johnston, Attorney Genl.

and

The Kansas Pacific Railway Co.
1241. vs. Plffs. in Error
The State of Kansas ex rel:
H. A. Johnston, Attorney Genl.

On motion of Mr. Solicitor General [illegible], Ordered by the Court that one hour additional time be allowed counsel on each side in the argument of these cases.

F. L. Ames et al.
240. vs. Plffs. in Error
The State of Kansas ex rel:
W. A. Johnston, Atty Gen'l.

The Kansas Pacific Railway Co.
241. vs. Plff. in Error
The State of Kansas ex rel:
W. A. Johnston, Atty. Gen'l.

The argument of these cases was commenced by Mr. John F. Dillon, of counsel for the plaintiffs in error.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock M.

Monday, March 10th 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. D. E. Henderson it is ordered that Edward E. Cook, Esquire, of Davenport, State of Iowa, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. T. C. Burnett, it is ordered that Henry M. Nathan, Esquire of Lewisburg, State of West Virginia, be admitted to practice as an attorney and counsellor of this Court, and he was duly accordingly.

	Alston G. Chaffee and Ella S. Chaffee, heirs of Lewis A. Clayton, deceased, and Richard Mantey	On Error to the Circuit Court of the United States for the District of Colorado.
18.	vs.	
	Sarah A. Clayton, widow & heir at law of James H. Clayton, deceased.	

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Colorado, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed.

with costs and interest until paid at the same rate per annum that similar judgments bear in the Courts of the State of Colorado.

per Mr. Justice Gray.

The Commissioners of		Appeal from the
The Freedmans Savings		Supreme Court
& Trust Company		of the District
248. vs.	Appellants	of Columbia.
George Earle		

This cause came on to be heard on the transcript of the record from the Supreme Court of the District of Columbia, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Matthews.

Otis A. Cutler		In Error to the
187. vs.	Plff. in Error	Circuit Court of
George L. Kouns &		the United States
John Kouns.		for the Southern

District of New York

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to order a new trial.

per Mr. Justice Woods

(Mr. Justice Field did not sit in this case & has no part in its decision.)

156. The United States vs. Seth B. Ruder, Edward T. Williams et als. of New Jersey.

Appeal from the Circuit Court of the United States for the District

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of New Jersey, and was argued by counsel. On consideration whereof, It is now here ordered adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed, each party paying their own costs in this Court. per Mr. Justice Bradley.

Francis N. Leggett, trustee of Abraham Leggett, deceased. Appellant
821. vs.
John J. Allen, Assignee of Winfield S. Leggett, a bankrupt.

Appeal from the Circuit Court of the United States for the Eastern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of New York, and on the motion to dismiss, which was argued by counsel. On consideration whereof, It is

now here ordered, adjudged and decreed by this Court that this appeal be, and the same is hereby, dismissed for the want of jurisdiction.

per Mr. Chief Justice Waite.

H. K. Porcher et al. vs. James Cuddy, Admr. vc. — Appellants

453. On consideration of the motion filed in this cause for an injunction and of the argument of counsel thereupon had in support of the same, It is ordered by the Court that said motion be, and the same is hereby, denied.

per Mr. Chief Justice Waite.

Ex parte: In the matter of Albert Grant — Petitioner.

17 Original — Ordered by the Court that leave be, and the same is hereby, granted the petitioner to file a printed argument in support of a motion for a rule to show cause.

per Mr. Chief Justice Waite.

The Chicago Life Insurance Co
502. vs. Plff. in Error
Thomas B. Needles, Auditor &c.

Ordered by the Court that the motion to dismiss in this cause be, and the same is hereby, continued for hearing with the case on its merits.

per Mr. Chief Justice Waite.

F. O. Taylor & Mary R. Hobbs, Executors &c.
251. vs. Appellants
Albert Bowker.

Ordered by the Court that the motion to dismiss in this cause be, and the same is hereby, assigned for argument with the case on its merits.

per Mr. Chief Justice Waite.

The Crescent City Live Stock Landing & Slaughter House Co.
269. vs. Plff. in Error
The City of New Orleans and Martin Wolf, Intervenor.

On consideration of the motion to rescind and annul the judgment of dismissal entered in this cause on the 22d day of

January, A.D. 1884, and to restore the case to the docket, It is ordered by the Court that said motion be and the same is hereby denied.

per Mr. Chief Justice Waite.

The Butchers Union Slaughter House & Live Stock Landing Co. vs. Appellant
627. The Crescent City Live Stock Landing & Slaughter House Co.

On consideration of the motion to advance this cause, It is ordered by the Court that said motion be and the same is hereby granted, and the cause is assigned for argument at the foot of the call for the first Monday in April next.

per Mr. Chief Justice Waite.

The Phoenix Insurance Company of Brooklyn vs. Appellant
739. The Erie & Western Transportation Company.

On consideration of the motion to advance this cause, It is ordered by the Court that said motion be, and the same is

1191. W. D. Andrews et al., Appellants, vs. George Hovey

1077. Harris Eames, Appellant, vs. W. D. Andrews et al.

1052. James Creegan " " " " " " "

" Alfred Berry " " B. F. Green

" Hudson O. Brown " " " " "

" John S. Burhans " " " " "

" John Darsh " " " " "

750. Charles E. Dunham " " " " "

751. Theo. F. French " " " " "

752. William Gale " " " " "

753. James T. Pierson " " " " "

754. Jno. N. Schenck " " " " "

755. Augustus Vandewenter " " " " "

On consideration of the motion to advance these cases, It is ordered by the Court that said motion be, and the same is hereby denied.

per Mr. Chief Justice Waite.

George Taylor & F. C. Wood — On motion of

164 vs. Appellants — Mr. George

Elizabeth Bemiss et al. — Taylor, leave

Elizabeth Bemiss et al.
165. vs. Appellants
George Taylor & F. C. Wood
Vs
Laura J. Bemiss (otherwise Willis)
165. vs. Appellant
Elizabeth Bemiss et al.

is hereby
granted the
Clerk to issue
the Mandate
in these causes

Nancy A. Edrington,
individually &c.
244. vs. Appellant
J. W. Jefferson et al.

On motion of
Mr. A. H. Garland, Ordered
by the Court
that this cause

be, and the same is hereby, passed.

John B. Nix
284. vs. Appellant
Thomas Allen

Mr. A. H. Garland,
of counsel for the appellant, suggested
the death of Thomas
Allen, the appellee in this cause, and moved
the Court for an order, under the 15th rule
to make the proper representatives parties.
Whereupon, It is now here ordered by the
Court that unless the proper representatives

of the said Thomas Allen, deceased, as aforesaid, shall voluntarily become parties within the first ten days of the ensuing term of this Court, the appellant shall be entitled to open the record, and on hearing have the decree reversed, if it be erroneous; Provided, that a copy of this order shall be printed in some newspaper of general circulation within the State, Territory or District from which the case is brought, for three successive weeks, at least sixty days before the beginning of the term of the Supreme Court next ensuing.

525. Hiram Cable vs. Thomas B. Ellis — Appellant — On motion of Mr. Benjamin Harrison, in behalf of counsel for the appellee, leave is hereby granted the Clerk to issue the Mandate in this cause.

818. Charles P. Chouteau et al. vs. Charles Gibson. — Plffs. in Error — The motion to dismiss in this cause was submitted to

the consideration of the Court on the record and printed arguments by Mr. Charles Gibson and Mr. John W. Noble, in support of the same, and by Mr. John R. Shelby in opposition thereto.

J. L. Ames et al.
240. vs. Plffs. in Error
The State of Kansas ex rel:
W. A. Johnston, Atty. Gen.l
and
The Kansas Pacific Railway Co.
241. vs. Plff. in Error
The State of Kansas ex rel:
W. A. Johnston, Atty. Gen.l

The argument of these cases was continued by Mr. John F. Dillon, of counsel for the plaintiffs in error, and by Mr. C. A. Seward and Mr. W. A. Johnston, of counsel for the defendant in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, March 11th, 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford
Associate Justices

John F. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. James O. Broadhead, it is ordered that Sanford B. Todd, Esquire, of Kansas City, State of Missouri, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Samuel Shellabarger, it is ordered that William M^c^Kay, Esquire of Salt Lake City, Utah Territory, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

A. Austin Smith
270. vs. Plff. in Error
Samuel C. Greenhow

On motion of Mr. W. L. Royall, of counsel for the plaintiff in error,

Leave is hereby granted the Clerk to issue the Mandate in this cause.

Joseph B. Holland
230. vs. Plff. in Error
James H. Chambers

On motion of Mr. James O. Broadhead, of counsel for the defendant in error,

Leave is hereby granted the Clerk to issue the Mandate in this cause.

	T. J. Ames et al.	The argument
1-10	vs. Plffs. in Error	of these cases
	The State of Kansas ex rel:	was continu-
	W. A. Johnston, Atty. Gen?	ed by Mr.
	"	W. A. Johns-
	The Kansas Pacific Railway Co.	ton and Mr.
12-11	vs. Plff. in Error	W. N. Rossing-
	The State of Kansas ex rel:	ton, of coun-
	W. A. Johnston, Atty. Gen?	sel for the
		defendant

in error, and concluded by Mr Roger Swayne, of counsel for the plaintiffs in error.

	The Chesapeake & Ohio	The return to the
	Railroad Company	rule to show cause
110	vs. Plff. in Error	in this case was
	J. E. White, Admr. &c.	argued by Mr.
		H. M. Mathews

in support of the same, and by Mr. W. S. Hogeman, in opposition thereto.

	Joseph J. Mersman	Ordered by the
242	vs. Appellant	Court that
	Casper A. Werges et al.	this cause be,

and the same is hereby, continued until the next term, per stipulation of counsel.

247. Emilie Moulor vs. Plff. in Error / The American Life Insurance Company

This cause was argued by Mr. James Parsons of counsel for the plaintiff in error, and by Mr. Henry Haghurst, of counsel for the defendant in error.

249. Tobias New vs. Appellant / Frederick W. Lawrence

Ordered by the Court that this cause be, and the same is hereby, passed.

250. Louis McMurray et al. vs. Appellants / Dwight D. Mallory et al.

The argument of this cause was commenced by Mr. Benjamin Price, of counsel for the appellants.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, March 12th, 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present:

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford
Associate Justices

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made, the Court is opened.

250. Louis McMurray et al. vs. Dwight D. Mallory et al. Appellants

The argument of this cause was continued by Mr. Benjamin Brewster, of counsel for the appellants, and by Mr. A. H. Smith and Mr. Sebastian Brown, of counsel for the appellees,

court constituted by the Supreme Court of
counsel for the appellants.

G. D. Taylor and
H. H. Hooper, Executors &c. The argu-
251. vs. Appellants ment of the
Albert Bowker. cause was
commenced
by Mr. J. K
Drummond, of counsel for the appellants.
and continued by Mr. C. E. Smith of coun
sel for the appellee.

Proclamation being made the Court is ad-
journed until tomorrow at twelve o'clock.

Thursday, March 13th 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. James E. Pugh it is ordered that John T. Heflin, Esquire, of Birmingham, State of Alabama, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

230. The United States vs. Plff. in Error
Rudolph H. Ulrici et als.

Mr. W. Hallett Phillips submitted to the consideration of the Court motion for leave to counsel for the defendants in error to file a printed brief in this cause.

259. The United States vs. Plff. in Error
James Mooney, Claimant of four stand casks, containing distilled spirits.

On Error to the Circuit Court of the United States for the Eastern District of Pennsylvania.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Pennsylvania, and on the motion of Mr. Solicitor General Phillips, of counsel for the plaintiff in error, It is now here ordered and adjudged by this Court that that the writ of error in this cause be, and the same is hereby, dismissed.

Thursday, March 13th 1884, continued.

	A. D. Taylor v Mary R. Hobbs, Executors &c.	The argument of this cause
251.	vs. Appellants	was continued
	Albert Bowker	by Mr. E. B. Smith, of counsel

for the appellee, and concluded by Mr. J. N. Drummond, of counsel for the appellants.

	Leon Hennequin et al.	This cause was
252.	vs. Plffs. in Error	argued by Mr.
	Henry Clews et al.	E. Bainbridge Smith, of coun-

sel for the plaintiffs in error, and by Mr. H. A. Abbott, of counsel for the defendants in error.

	The Phoenix Bank of the City of New York	The argument of
229.	vs. Plff. in Error	This cause was
	David Pixley.	commenced by
		Mr. William
		M. Evarts, of

counsel for the plaintiffs in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Friday. March 14th. 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite. Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford

John G. Nicolay, Esquire. Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. William M Evarts it is ordered that Philetus Smith Esquire of Tryan, State of Ohio, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. N. Watkins, it is ordered that George E. Adams, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. N. McGowan, it is ordered that Roger W. Butterfield, Esquire, of Grand Rapids, State of Michigan, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

Charles L. Strippendorf			On motion of Mr.
1227.	vs.	Appellant	W. N. Watkins, in
William L. Hyde et al.			behalf of counsel,

leave is hereby granted the Clerk to issue the Mandate in this cause.

The Phoenix Bank of			The argument of this
the City of New York			cause was continued
727.	vs.	Plff. in Error	by Mr. William M.
David Risley.			Evarts, of Counsel

for the plaintiffs in error, and by Mr. John E. Risley and Mr. F. A. Wilcox, of counsel for the defendant in error, and concluded by Mr. William M. Evarts, of counsel for the plaintiffs in error.

Jesse W. Lovell et al
vs. Appellants
The St. Louis Mutual Life
Insurance Co. et al.

Error to the Circuit Court of the United States for the Eastern District of Missouri.

and printed arguments by Mr. Montgomery Blair and Mr. A. A. C. Blair, of counsel for the appellants, and by Mr. C. A. M. Smith, of counsel for the appellees.

No. 213.

Silas F. Fillay and The Excelsior Manufacturing Company
vs. Appellants
Ernst Engelke

Appeal from the Circuit Court of the United States for the Southern District of Iowa.

This cause came on to be heard on the

transcript of the record from the Circuit Court of the United States for the Eastern District of Texas and on the stipulation of counsel on file, It is now here ordered, adjudged and decreed by this Court that this appeal be, and the same is hereby, dismissed. Clerk's costs in this Court to be paid by the appellants.

per Mr. Chief Justice Waite.

254. Jane C. Hitz vs. The National Metropolitan Bank. Appellant

The argument of this cause was commenced by Mr. Enoch Totten, of counsel for the appellant, and continued by Mr. Leigh Robinson, of counsel for the appellee.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Monday, March 17th 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan, Associate
William B. Woods, Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford.

John F. Nicolay, Esquire, Marshal
James M. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in his behalf by Mr. Assistant Attorney General Maury, it is ordered that Charles O. Whedon, Esquire, of Lincoln, State of Nebraska, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. R. J. Merrick, it is ordered that F. L. Lothrop, Esquire, of Champaign, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. L. Rhodes it is ordered that W. W. Belcher, Esquire, of Marysville, State of California, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. P. A. Knox, it is ordered that S. E. Boyle, Esquire, of Uniontown, State of Pennsylvania, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

The County of Otoe
1015. vs. Plff. in Error
John J. Baldwin
&
John J. Baldwin
1235. vs. Plff. in Error
The County of Otoe

In Error to the Circuit Court of the United States for the District of Nebraska.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Nebraska, on writ of error and cross-writ, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed, plaintiffs in error to pay costs of their respective writs in this Court.

per Mr. Justice Blatchford.

George F. Cammon, William Sharon, J. W. Mackay and F. A. Tritle	In Error to the Circuit Court
17 vs.	of the United
Plffs. in Error	States for the
Louis Feusier and Adolph Grugier, Executors of	District of
Henry Feusier, deceased.	Nevada.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Nevada, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with cost and interest until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Nevada.

per Mr. Justice Gray.

The Swift & Courtney
& Beecher Company, Appeal from the
826. vs. Appellant Court of Claims
The United States.

This cause came on to be heard on the transcript of the record from the Court of Claims and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause be, and the same is hereby, reversed: And that this cause be, and the same is hereby, remanded to the said Court of Claims with directions to render judgment in favor of the appellant in accordance with the opinion of this Court.

per Mr. Justice Matthews

William Walsh
327. vs. Appellant
J.D. Mayer, C.F. Mayer and
Henrietta Polydore as J.D. Mayer Appeals from
& Company, The Union National the Circuit
Bank of New Orleans et al. Court of the
and United States

J. D. Mayer, C. F. Mayer & Henrietta Polydore as J. D. Mayer & Company, et al.		for the Southern District of Mississippi.
507. vs.	Appellants	
William Walsh		

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Mississippi, on appeal and cross appeal, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to render a decree for the complainant below in conformity with the opinion of this Court. Costs in this Court to be paid by J. D. Mayer, F. C. Mayer & Henrietta Polydore, as J. D. Mayer & Co., The Union National Bank of New Orleans et al.

per Mr. Justice Matthews.

The United States
230 vs. Plff. in Error
Christoph. W. Ehrman
Bernard Dornberg
& Others Defts

In Error to the
Circuit Court
of the United
States for the Eas
ern District of
Missouri.

This cause came on to be heard on the
transcript of the record from the Circuit
Court of the United States for the Eastern
District of Missouri, and was argued by
counsel. On consideration whereof, it is
now here ordered and adjudged by this
Court that the judgment of the said Cir
cuit Court in this cause be, and the same
is hereby, affirmed

per Mr. Justice Wood.

The United States
252. vs. Plff. in Error
James M. Sutton & al
James F. R. Clapp

In Error to the
Circuit Court of
the United State
for the Western Di
trict of North Caro
lina

This cause came on to be heard on the

transcript of the record from the Circuit Court of the United States for the Western District of North Carolina and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed.

per Mr. Justice Woods.

Ex parte: In the matter of The Commonwealth of Virginia, Original — Petitioner } Petition for a writ of mandamus.

On consideration of the motion for a rule to show cause why a writ of mandamus should not issue as prayed in the petition and of the argument of counsel thereupon had in support of the same, It is ordered by the Court that said motion be, and the same is hereby, denied, and that said petition be, and the same is hereby dismissed.

per Mr. Justice Harlan.

Eliza Stevens		On Error to the Su
211.	vs. Plff in Error	preme Court of the
E. G. Griffith		State of Tennessee.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Tennessee and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the Supreme Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Supreme Court with instructions to affirm the decree of the Chancery Court of Monroe County so far as concerns the claim of the plaintiff here Eliza Stevens.

per Mr. Justice Field.

The Burrow Giles Litho-		On Error to the
graphic Company		Circuit Court of
270.	vs. Plff. in Error	the United States
Napoleon Sarony.		for the Southern
		District of New
		York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be and the same is hereby affirmed with costs and interest, until paid, at the same rate per annum that judgments bear in the Courts of the State of New York.

Mr. Justice Miller.

907. Orlando J. Hollister Collector of Internal Revenue vs. Plff. in Error Zion's Co-operative Mercantile Institution. In Error to the Supreme Court of the Territory of Utah.

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of Utah, and was argued by counsel. On consideration

whereof. It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in the cause be, and the same is hereby, affirmed with costs.

per Mr. Chief Justice Waite.

Jonathan C. Wallis
Collector of Internal
Revenue for the thirteenth
District of Illinois
vs. Plff. in Error
The Belleville Nail
Company.

In Error to
the Circuit
Court of the
United States
for the South
ern District
of Illinois

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Illinois and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs, and interest, until paid, at the same rate per annum that similar

judgments bear in the Courts of the State of Illinois.

per Mr. Chief Justice Waite.

Allen Campbell
Mc Arthur et al.
235 vs. Appellants
David M. Scott,
Administrator vs.

Ordered by the Court that this cause be, and the same is hereby assigned for re argument at the head of the call for the 7th day of April next, if all the Justices who are qualified to take part in the decision are then present.

per Mr. Chief Justice Waite.

Ex parte: In the matter of
Lee R. Sanborn
51 Original — Petitioner

Petition for a writ of mandamus.

Ordered by the Court that this case be, and the same is hereby, dismissed, on the authority of counsel for the petitioner.

per Mr. Chief Justice Waite.

Robert G. Phillips et al. vs. The City of Baltimore — Appellants

No. 5. J. Counsel for the appellants suggested the death of Robert G. Phillips one of the appellants in this cause, and moved the Court to make H. Howard Phillips and Harrelson Thompson, Executors of Robert G. Phillips, deceased, parties appellants in this cause. Whereupon it is ordered by the Court that H. Howard Phillips and Harrelson Thompson, Executors of Robert G. Phillips, deceased, as aforesaid, be, and they are hereby, made parties appellants in this cause.

"25. Johnson Hagood, Comptroller General vs. et al. vs. S.C. Southern R.R. Co. Assignees vs. et al — Appellants

The motion to advance this cause was submitted to the consideration of the Court on printed

"26. Johnson Hagood, Comptroller General vs. et al. vs. Amos R. Williams — Appellants

arguments by Mr. D. McMahon, in support of the same, and by Mr. Ch. Richardson Miles, in opposition thereto.

Felix Peligman
1384 vs. Appellant
George A. Walser et al.

Mr. George E. Adams, in behalf of Mr. Joseph Shippen, of counsel for the appellees, submitted to the consideration of the Court motion to advance this cause pursuant to the 32d rule.

Benjamin Hayden
115 U.S. 1882 vs. Appellant
Charles Manning

On motion of Mr. George A. King, of counsel for the appellee. Ordered by the Court that the Clerk of this Court transmit to the Clerk of the Circuit Court of the United States for the District of Oregon the original exhibits sent up with the transcript of record in this cause.

George Hagar
371 vs. Appellant
Reclamation District No. 108.

Mr. W. C. Belcher, of counsel for

the appellant, suggested a diminution of the record in this cause whereupon Mr. C. H. Rhodes, of counsel for the appellee, consented that the matter indicated might be made a part of the record and it was so ordered.

Henry U. S. Shepherd
No. vs. Appeal
Jno. F. Robertson, Collector. Dismissed.

Mr. Solicitor General Phillips, of counsel for the defendant in error, filed and submitted his motion to dismiss this cause.

John C. Metz
vs. Appellant
The National Metropolitan Bank.

The argument of this cause was continued by Mr. Leigh Robinson, of counsel for the appellee, and concluded by Mr. R. D. Mussey, of counsel for the appellant.

Leonard Covell
255 vs. Plff. in Error
Sarah Hayman

This cause was argued by Mr. Roger M. Butterfield, of counsel for the plaintiff in error, and submitted on printed argument by Mr. Lyman D. Norris, of counsel for the defendant in error.

Barzilla Stephens
256. vs. Plff. in Error
The Monongahela National Bank of Brownsville, Pa.

Barzilla Stephens
257. vs. Plff. in Error
The Monongahela National Bank of Brownsville, Pa.

and

Azariah Stephens
258. vs. Plff. in Error
The Monongahela National Bank of Brownsville, Pa.

The argument of these cases was commenced by Mr. P. A. Knox, of counsel for the plaintiffs in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, March 18th 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford

Associate Justices

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

The Commissioners of
The Freedman's Savings
& Trust Company
248. vs. Appellants
George Earle

On motion of
Mr. Calderon
Carlisle, of
counsel for
the appellee,
Leave is hereby
granted the Clerk to issue the Mandate in
this cause.

Leonard Covell
255 vs. Plff. in Error
Sarah Heyman

This cause was argued by Mr. Roger W. Butterfield, of counsel for the plaintiff in error, and submitted on printed argument by Mr. Lyman D. Norris, of counsel for the defendant in error.

Barzilla Stephens
256 vs. Plff. in Error
The Monongahela National Bank of Brownsville, Pa.

Barzilla Stephens
257 vs. Plff. in Error
The Monongahela National Bank of Brownsville, Pa.

Azariah Stephens
258 vs. Plff. in Error
The Monongahela National Bank of Brownsville, Pa.

The argument of these cases was commenced by Mr. P. A. Knox, of counsel for the plaintiffs in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, March 18th 1884.

Pursuant to adjournment the Court met today at the Capitol

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford
John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk

Proclamation being made the Court is observed

The Commissioners of
The Freedman's Savings
& Trust Company
248. vs. Appellants
George Earle

On motion of
Mr. Matheson
Carlisle, of
counsel for
the appellee
leave is hereby

granted the Clerk to issue the Mandate in this cause.

The U. S. ex rel:
S. V. White
1266. vs. Plff. in Error
John Jay Knox, Comp.
troller of the Currency.

Mr. S. V. White filed and submitted to the consideration of the Court motion to advance this cause.

Barzilla Stephens
256. vs. Plff. in Error
The Monongahela National
Bank of Brownsville, Pa.
Barzilla Stephens
257. vs. Plff. in Error
The Monongahela National
Bank of Brownsville, Pa.

Azariah Stephens
258 vs. Plff. in Error
The Monongahela National
Bank of Brownsville, Pa.

The argument of these cases was continued by Mr. P. A. Knox and concluded by Mr. C. E. Boyle, of counsel for the plaintiffs in error, and they were submitted on printed arguments by Mr. George Shiras Jr. of counsel for the defendant in error.

The New England Mutual Life Insurance Company vs. Deff. in Error
S. E. Woodworth, Adm'r. &c.

The argument of this cause was commenced by Mr. Alfred D. Foster, of counsel for the plaintiff in error, continued by Mr. J. S. Lothrop of counsel for the defendant in error, & concluded by Mr. George F. Hoar, of counsel for the plaintiff in error.

Proclamation being made the Court is adjourned until tomorrow at ten o'clock.

Wednesday, March 19th 1884

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan — Associate
William B. Woods — Justices.
Stanley Matthews
Horace Gray and
Samuel Blatchford

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. A. H. Pettibone it is ordered that George Andrews Esquire, of Knoxville, State of Tennessee, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

Henry M. Rector
261. vs. Appellant
W. 2. Gibbon et al.

This cause was argued by Mr. A. M. Garland, of counsel for the appellant, and submitted on printed arguments by Mr. U. M. Rose and Mr. F. W. Compton, of counsel for the appellant, and by Mr. S. F. Clark and Mr. S. W. Williams, of counsel for the appellee.

George Cooper et al
262. vs. Plffs. in Error
Barthold Schlesinger et al.

This cause was argued by Mr. U. G. Ramsay, of counsel for the plaintiffs in error, and submitted on printed arguments by Mr. A. G. Riddle, of counsel for the plaintiffs in error, and by Mr. N. L. Jarrell, of counsel for the defendants in error

Robert Hayes, a minor, by his next friend, George C. Fry
263. vs. Plff. in Error
The Michigan Central R.R. Co.

This cause was argued by Mr. Ashley Pond, of counsel for the defendant

in error, and submitted on printed argument by Mr. A. D. Rich, of counsel for the plaintiff in error.

Asenath A. Ware et al.
564. vs. Appellants
The Galveston City Company

The argument of this cause was commenced by Mr. W. H. Goddard, of counsel for the appellee.

William F. Bray
vs. Appellant.
The Odorless Excavating Apparatus Company.

Appeal from the Circuit Court of the United States for the District of Maryland.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Maryland, and on the motion of Mr. Hector W. Fenton, of counsel for the appellant, and consent of appellee on file. It is now here ordered, adjudged and decreed by this Court that the decree of the said

Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby remanded to the said Circuit Court with directions to dismiss the bill with costs.

Per Mr. Chief Justice Waite.

266 James McCracken vs. The Odorless Excavating Apparatus Company — Appellant — Appeal from the Circuit Court of the United States for the District of Maryland.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Maryland, and on the motion of Mr. Hector J. Fenton, of counsel for the appellant, and consent of appellee on file. It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same

is hereby, remanded to the said Circuit Court with directions to dismiss the bill with costs

per Mr. Chief Justice Waite.

William & Gray

265. vs. Appellant — On motion of Mr. Hector J. Fenton, of counsel for the appellants. Leave is hereby granted the Clerk to issue the Mandate in these cases.

The Odorless Excavating Apparatus Company

&c

James McCracken

265½ vs. Appellant

The Odorless Excavating Apparatus Company.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday, March 30th, 1882.

Pursuant to adjournment the Court met today at the Capitol

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford

Associate Justices

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. M. F. Morris it is ordered that Cromwell G. Macy, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John S. Beach, it is ordered that John K. Beach, Esquire, of New Haven, State of Connecticut, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Thomas Ryan, it is ordered that E. A. Wood, Esquire, of Topeka, State of Kansas, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

The United States vs. Plff. in Error
No. 1011. William Brindle

On motion of Mr. M. F. Morris, of counsel for the defendant in error, leave is hereby granted the Clerk to issue the mandate in this cause.

Frederick Hopt vs. Plff. in Error
No. 1013. The People of the Territory

On motion of Mr. Assistant Attorney Gener-

counsel for the defendants in error, leave is hereby granted the Court to issue the Mandate in this cause.

Daniel H. Hinx, Charles A. Ehrbar, Louis Epstein-dorf & Albert Steinfeld, Appellants & Plffs. in Error vs. James Burnett as Assignee of A. W. Stowe

807. Appeal from and Writ of Error to the Supreme Court of the Territory of Arizona.

This cause came on to be heard on the Transcript of the record from the Supreme Court of the Territory of Arizona, and on the stipulation of counsel on file and motion of Mr. W. Hallett Phillips, of counsel for the appellants and plaintiffs in error, It is now here ordered, adjudged and decreed by this Court that this appeal and the writ of error in this cause be, and the same are hereby, dismissed with costs.

Per Mr. Chief Justice Waite.

Asenath A. Ware et al. The argument
vs. Appellants of this cause
The Galveston City Company was concluded
by Mr. W. H.
Goddard, of counsel for the appellees, and the
cause was submitted on printed argument
by Mr. Walter Gresham, of counsel for the
appellants.

Charles Crocker
vs. Appellant Appeal from the
The Coos Bay Wagon Circuit Court of
Road Company the United States
for the District of
Oregon.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Oregon, and on the authority of counsel for the appellant on file. It is now here ordered, adjudged and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

per Mr. Chief Justice Waite.

The Turner & Seymour Manufacturing Company
268 vs. Appellant
The Dover Stamping Company

This cause was submitted to the consideration of the Court on the record and a printed argument by Mr. John L. Beach, of counsel for the appellant, with leave to Mr. Thomas Wm Clarke, of counsel for the appellee, to file a printed argument on or before the 25th instant, and counsel for appellant to file a reply thereto on or before the 31st instant.

George Nagar
270. vs. Appellant
Reclamation District No. 108.
and
George Nagar
271. vs. Appellant
Reclamation District No. 108.

The argument of these cases was commenced by Mr. W. G. Beecher, of counsel for the appellant.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Friday, March 21st 1884.

Pursuant to adjournment the Court met today at the Capitol

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan — Associate
William B. Woods — Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John W. Ross, it is ordered John M. S. Burnett and Roswell P. Bacon, Esquires, of Chicago, State of Illinois, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court on this behalf by Mr. William B. Davis it is ordered that Nelson T. Crosby and Geo. B. Cochran Esquires of Detroit, Michigan be and upon the same be admitted to practice as attorneys and counsellors of this Court and the same accordingly.

270. George Seagar vs. Appellant / Reclamation District No. 108 / and / George Seagar vs. Appellant / Reclamation District No. 108 — The cases on account of their importance were consolidated by Mr. Justice Woods of counsel on the argument.

272. The Adamantine Brick Company & Oscar A. Stevens vs. Appellants / Lauren C. Woodruff, George E. Fisher et al. — Appeal from the Supreme Court of the District of Columbia.

This cause came on to be heard on the transcript of the record from the Supreme

Court of the District of Columbia; and the appellants having been three times solemnly called by the Marshal to come into Court and prosecute their appeal, and failing to appear, It is, thereupon, in pursuance of the 16th rule of this Court, and on the motion of Mr. Bob Barnard, of counsel for the appellees, now here ordered, adjudged and decreed by this Court that this cause be and the same is hereby, dismissed with costs; and that this cause be, and the same is hereby, remanded to the said Supreme Court to be proceeded in according to law and justice.

Per Mr. Chief Justice Waite.

The Farmers & Mechanics Bank of Grand Rapids, Mich. vs. The Fifth National Bank of Chicago.

197 Pff. in Error

In Error to the Circuit Court of the United States for the Northern District of Illinois.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of

Dismissed, and on the stipulation of counsel on file. It is now here ordered and adjudged by this Court that the writ of error in the cause be, and the same is hereby dismissed with costs.

per Mr. Chief Justice Waite.

Michael Egan
vs. Appellant
The Odorless Excavating Apparatus Company.

Appeal from the Circuit Court of the United States for the District of Maryland.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Maryland, and on the motion of the appellee to dismiss the appeal herein for want of jurisdiction in this Court. On consideration whereof, it is now here ordered, adjudged and decreed by this Court that the appeal in this cause be, and the same is hereby dismissed with costs.

be, and the same is hereby, remanded to the said Circuit Court with directions to dismiss the bill with costs.

per Mr. Chief Justice Waite.

	Michael Dean	Ordered by the
274.	vs. Appellant	Court that leave
	The Odorless Excavating	is hereby grant-
	Apparatus Company.	ed the Clerk to
		issue the Man-

date in this cause.

	S. F. Hart	In Error to
275.	vs. Plff. in Error	the Supreme
	Edward A. Burke, Treasurer, &c &	Court of the
	Allen Sumel, Auditor of the State	State of
	of Louisiana, &c & Isidore Newman	Louisiana.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Louisiana, and it appearing to the Court that the parties have failed to comply with the provisions of Section 2, Rule 10, of this Court in regard to printing the transcript of the record, it is now here

ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

per Mr. Chief Justice Waite

Enoch Pomeroy
276. vs. Plff. in Error
Wm R. Walker, Assignee &c.

Error in this case was argued by Mr. Samuel Shellabarger, of counsel for the plaintiff in error, and by Mr. Chester K. Krum and Mr. Eugene K. Lewis, of counsel for the defendant in error.

The Cunard Steamship Co.
68. vs. Plff. in Error
Wm H. Robertson Collector &c.

Mr. J. Hubley Ashton, of counsel for the Plaintiff in error, submitted to the consideration of the Court

The Cunard Steamship Co.
169. vs. Plff. in Error
Wm H. Robertson, Collector &c.

motion to advance these cases and assign the same for argument with No. 1192, as one case provided the motion to advance the latter case

William Sclar
277. vs. Plff. in Error
E. A. Merritt, Collector &c.

The argument of this cause was commenced by Mr. H. De Forest Ford, of counsel for the plaintiff in error.

The Winchester & Partridge Manufacturing Company.
1024. vs. Appellant
William W. Tunge

On motion of Delva A. Lockwood, in behalf of counsel,

Leave is hereby granted the Clerk to issue the Mandate in this cause.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Monday, March 2nd 1868, Continued.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Harrison E. Waite, Chief Justice.

Samuel F. Miller

Nathan K. Hall

Noah H. Swayne

John M. Harlan, Associate

William L. Woods, Justice.

Stanley Matthews

Horace Gray and

Samuel Blatchford

John H. Hinton, Esquire, Marshal

James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion leave was made to the Court in this behalf by Mr. Willis Drummond it is ordered that James C. Crosby, Esquire, of Barnwell, State of Texas, be admitted to practice as an attorney and counsellor of this Court and he was duly accordingly

On motion first made to the Court in this behalf by Mr. [illegible] it is ordered that Chester A. Snow, Esquire, of Washington City, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ashbel Green it is ordered that J. Hirand Foster and William M. Barnum, Esquires, of New York City, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. George E. Adams, it is ordered that Leander D. Condee, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

The Central Bank, The Commercial Bank, The Western Bank, The Louisiana State Bank, F. Hewitt Duncan, & Co., Lewis & Company, A. Peters and H. W. Conner & Son

528. vs. Appellants

Robert H. Hudson & Co. Survey.

Appeal from the Circuit Court of the United States for the South ern District of Mississippi

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the South ern District of Mississippi, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Blatchford

The County of Dixon in the State of Nebraska

582. vs. Plff. in Error

Marshall Field.

In Error to the Circuit Court of the United States for the Di

This cause came on to be heard on the Transcript of the record from the Circuit Court of the United States for the District of Nebraska, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to enter a judgment for the defendant below.

Per Mr. Justice Matthews.

Louis McMurray, Edward M. Lang & George Burnham Jr. vs. Dwight D. Mallory and Jesse C. Luddington — Appellants — Appeal from the Circuit Court of the United States for the District of Maryland.

This cause came on to be heard on the Transcript of the record from the Circuit Court of the United States for the District of Maryland, and was argued by counsel. On consideration

whereof. It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be and the same is hereby, affirmed with costs.

per Mr. Justice Woodbury.

Enoch K. Taylor & Mary E. Hobbs, Executors of William Hill, deceased. Appellants

251. vs. Appeal from the Circuit Court of the United States for the District of Maine.

Albert Bowker

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Maine, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs and interest, until paid, at the same rate rate per annum that similar decrees bear in the Courts of the State of Maine.

	Horace K. Moore	Appeal from the
117.	vs. Appellant	Circuit Court of
	Belle F. Page	the United States
		for the Northern
	District of Illinois.	

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Field.

	Oliver S. Garretson	Appeal from the
201.	vs. Appellant	Circuit Court of
	Charles B. Clark, John	the United States
	N. Clark, Edwin L.	for the Northern
	Ferguson & Henry K. Clark	District of New
		York.

This cause came on to be heard on the

Transcript of the record from the Circuit Court of the United States for the Southern District of New York, and was argued by counsel. On consideration whereof, it is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Field.

231. Charles N. Black, Administrator of Moses Thompson, deceased, & Eliza W. Fitzgerald, Administratrix of William P. N. Fitzgerald deceased. vs. Samuel Thorne, Jonathan Thorne Jr. & James McFarlane

Appeal from the Circuit Court of the United States for the Southern District of New York

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this

Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Field.

Alfred Slidell et al.
581 vs. Appellants
Pierre A. Grandjean
U.S. Deputy Surveyor

Alfred Slidell et al
vs. Appellants
James D. Richardson.

Register vs.

Alfred Slidell et al.
vs. Appellants
Thomas J. Emler et al.

Alfred Slidell et al.
vs. Appellants
Thomas Jefferson

On consideration of the petition for a rehearing in these cases, It is ordered by the Court that leave be, and the same is hereby, granted counsel to file printed arguments on the points specified in the memorandum this day filed, on or before the 7th of April next.

Per Mr. Justice Field.

The Phenix Bank of the City of New York	In Error to the Court of Appeals of the State of New York.
29. vs. Pff in Error	
David Risley	

This cause came on to be heard on the transcript of the record from the Court of Appeals of the State of New York, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Miller.

The Chesapeake & Ohio Railway Company	On consideration of the petition of
110. vs. Pff. in Error	the plaintiff in
A. E. White, Adm'r. &c.	error in this cause, of the re

turn to the rule to show cause and of the argument of counsel thereupon had as well in support of as against the same, It is now here ordered by the Court that said petition

be, and the same is hereby, denied, with costs.

per Mr. Chief Justice Waite.

Ex parte: In the matter of John Hitz
12. Original — Petitioner

Ordered by the Court that counsel are hereby directed to request the Secretary of State to certify whether John Hitz was at any time accredited to and recognized by the Government of the United States, as public or political agent, or charge de affairs, of the Republic of Switzerland, and if so, for what period of time, and up to and including what date.

per Mr. Chief Justice Waite.

Johnson Hagood, Comptroller Gen. &c.
725. vs. Appellants
J. P. Southern & J. P. Low, Assignees &c.

Johnson Hagood, Comptroller Gen.l &c.
726. vs. Appellants
Amos D. Williams.

On consideration of the motion to advance

These

cases, It is ordered by the Court that said motion be, and the same is hereby denied.

per Mr. Chief Justice Waite.

Jesse Seliaman — On considera.
237 vs. Appellant — tion of the mo.
George A. Walser et al. — tion to ad.
vance this cause
pursuant to the 32° rule, It is ordered that said motion be and the same is here. by, granted.

per Mr. Chief Justice Waite

The United States — On considera.
375. vs. Plaintiff — tion of the mo.
David Waddell et al. — tion to ad.
vance this
cause, It is ordered by the Court that said motion be, and the same is here. by, granted, and the cause is assign. ed for argument on the second day of the October Term, 1884.

per Mr. Chief Justice Waite

Henry W. O. Edye et al.
1192. vs. Plffs. in Error
Wm H. Robertson, Collector &c.
The Cunard Steamship Co.
1193. vs. Plff in Error
Wm H. Robertson, Collector &c.
" "
The Cunard Steamship Co.
1194. vs. Plff. in Error
Wm H. Robertson, Collector &c.

On consideration of the motion to advance these cases, It is ordered by the Court that said motion be, and the same is hereby granted, and the cases are assigned for argument, as one case, on the 17th day of November next at the foot of the call.

per Mr. Chief Justice Waite.

The United States
ex rel: S. U. White
1266. vs. Plff. in Error
John Jay Knox
Comptroller &c.

On consideration of the Motion to advance this cause, It is ordered by this Court that said motion be, and the same is hereby, granted, and the cause is assigned for argument next after No. 62 at the foot of

the call for the 7th day of April next.
per Mr. Chief Justice Waite.

H. L. Robb
1258. vs. Plff. in Error
P. Conolly

Mr. Solicitor General Phillips filed and submitted to the consideration of the Court motion to advance this cause.

The Houston & Texas Central Railway Company et al.
1083. vs. Appellants
Thomas M. Shirley

This cause was submitted to the consideration of the Court on the record and printed arguments, pursuant to the 32d rule, by Mr. John L. Wilson, of counsel for the appellants, and by Mr. J. Hubley Ashton, of counsel for the appellee.

The Swift & Courtney & Beecher Company
826. vs. Appellant
The United States

On motion of Mr. J. W. Douglass, of counsel for the appellant, leave

is hereby granted the Clerk to issue the Mandate in this cause.

342	Calvin Thorp, Executor, et al, Appts.	vs. The Memphis & Charleston R.R. Co.
343	" "	" "
344	" "	" "
345	" "	" "
346	" "	" "
347	" "	" "
348	" "	" "
349	" "	" "
350	" "	" "
351	" "	" "
352	" "	" "
353	" "	" "
354	" "	" "
355	" "	" "
356	" "	" "
357	" "	" "
358	" "	" "
359	" "	" "
360	" "	" "
480	" "	" "
481	" "	" "
482	" "	" "

On motion of Mr. Edward Baxter, of counsel, Ordered by the Court that these cases be, and the same are hereby, contin-

and until the next term, for stipulation.

The St. Paul, Minneapolis & Manitoba Railway Co.
269. vs. Plff. in Error
David Burton

On motion of Mr. W. A. McKenney, on behalf of counsel for the defendant in error, Ordered by the Court that this cause be, and the same is hereby, advanced, pursuant to the 32d rule.

John B. Alley
1245. vs. Appellant
Eliphalet Nott.

This cause was submitted to the consideration of the Court, on pursuant to the 3d rule, on the record and printed arguments by Mr. Albert A. Abbott, of counsel for the appellant, and by Mr. George F. Betts and Mr. Horatio F. Averill, of counsel for the appellee.

William Astor
277. vs. Plff. in Error
E. A. Merritt, Collector &c.

The argument of this case was continued by Mr.

S. DeForest Lord, of counsel for the plaintiff in error, and by Mr. Solicitor General Phillips, of counsel for the defendant in error, and was concluded by Mr. S. DeForest Lord, of counsel for the plaintiff in error.

The Liverpool, New York & Philadelphia Steamship Co. vs. Pltff. in Error
The Commissioners of Emigration.

The argument of this cause was commenced by Mr. Ashbel Green, of counsel for the plaintiff in error, and continued by Mr. Lewis Sanders and Mr. George A. Sanders, of counsel for the defendants in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, March 21st 1865.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Nathan Clifford, Presiding Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan, Associate
William Strong, Justices
Noah H. Swayne
Samuel Nelson
Samuel Wheeler
John G. Nicolay, Esquire, Marshal
James M. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Charles W. Jones it is ordered that John R. Abney, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles E. Morgan Jr., it is ordered that John G. Johnson, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John W. Ross it is ordered that Abram Burgen, Esquire of Topeka, State of Kansas, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. N. Mitchell it is ordered that Charles P. Lincoln, Esquire, of Kalamazoo, State of Michigan, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Thursday, March 25th 1858, continued.

	The Guardian Mutual Life Insurance Company	The argument of this cause was continued by Mr. Thompson, of counsel for defendants in error, and concluded by Mr. Asher Ames of counsel for the plaintiff in error.
279	vs.	
	Thomas C. Hanson	
		This cause was argued by Mr. J. M. Bennett, of counsel for the defendant, and by Mr. Samuel A. Foot, of counsel for the plaintiff.
	Joseph Coal	The argument of this
280	vs.	cause was commenced by Mr. J. H.
	James C. Walker	Mitchell, of counsel for the plaintiff in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock

Wednesday. March 26th 1884.

Pursuant to adjournment the Court is adjourned the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Samuel Blatchford

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. M. F. Morris it is ordered that Henry Decker Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. K. McGowan it is ordered that H. K. Hatch and Thomas A. E. Weadock, Esquires, of Bay City, State of Michigan, be admitted to practice as attorneys and counsellors of this Court, and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. M. Teller it is ordered that John B. Shipman and Noah T. Loveridge, Esquires, of Coldwater, State of Michigan, be admitted to practice as attorneys and counsellors of this Court, and they were sworn accordingly.

Joseph Teal
280 vs. Plff. in Error
James D. Walker

The argument of this cause was continued by Mr. J. H. Mitchell, of counsel for the plaintiff in error, and by Mr. A. T. Garland, of counsel for the defendant in error, and was concluded by Mr. J. H. Mitchell, of counsel for the plaintiff in error

The Corn Exchange National Bank
281. vs. Plff. in Error
Schoeppers Brothers

This cause was argued by Mr. A. H. Sharpless, of counsel for the plaintiff in error, and by Mr. Charles E. Morgan, Jr., of counsel for the defendants in error.

Alexander Cochrane et al.
282. vs. Appellants
Badische Anilin & Soda Fabrik.

On motion of Mr. E. N. Dickerson, of counsel for the appellants, one hour additional time is hereby allowed counsel on each side in the argument of this cause.

Alexander Cochrane et al.
282. vs. Appellants
Badische Anilin & Soda Fabrik.

The argument of this cause was commenced by Mr. E. N. Dickerson, of counsel for the appellants

Thomas Quinn
281 vs. Pltf. in Error
William E. Chapman.

On motion of Mr. Barclay Henley, of counsel for the plaintiff in error, ordered by the Court that this cause be submitted, when reached, with leave to counsel for the plaintiff in error to file a brief on or before April 1st.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday March 27th 1884

Pursuant to adjournment the Court met today at the Capitol

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Horace Gray
Samuel Blatchford

John F. Finley Esquire, Marshal
James H. McKenney, Clerk

Proclamation being made the Court is opened

On motion first made to the Court on the 26th day by Mr. Francis Kernan, it is ordered that Thomas E. Pearsall, Esquire, of Onondaga, State of New York, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Tuesday March 29th 1870. [illegible]

On motion filed in the Court on
this behalf by Mr. [illegible] it is ordered
that Henry [illegible] Esquire of the
State of Massachusetts be admitted to prac-
tice as an attorney and counsellor of this
Court and be read duly qualified

On motion filed in the Court on
this behalf by Mr. Henry [illegible] it is
ordered that [illegible] Esquire of the
[illegible] State of Ohio be admitted to prac-
tice as an attorney and counsellor of this
Court, and be duly qualified accordingly

The Union Central
Company
vs. Eliza [illegible]
Mary [illegible]

In Error to the
Supreme Court
of the United
States for the
District of

Rhode Island.

This cause came on to be heard on
the transcript of the record from the Cir-
cuit Court of the United States for the
District of Rhode Island and on the

Thursday, March 27th 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford
John G. Nicolay, Esquire, Marshal
James M. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Francis Kernan, it is ordered that Thomas E. Pearsall, Esquire, of Brooklyn, State of New York, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A.H. Garland it is ordered that Henry W. Swift, Esquire, of Boston State of Massachusetts, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Rodney Mason, it is ordered that James Watson, Esquire, of Columbus, State of Ohio be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

The Union Railroad Company vs. Mary A.D. Lobdell. Pltf. in Error

In Error to the Circuit Court of the United States for the District of Rhode Island.

389.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Rhode Island and on the

Stipulation of counsel on file and motion of Mr. B. F. Thurston, in behalf of counsel, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed, Clerk's costs in this Court to be paid by plaintiff in error.

per Mr. Chief Justice Waite.

L. Q. C. Lamar, Executor &c. Appellant
882. vs.
Charles F. McCay

On motion of Mr. E. N. Dickerson, of counsel for the appellant, leave is hereby granted the Clerk to issue the Mandate in this cause.

Alexander Cochrane et al. Appellants
282. vs.
Rice, Stix & Dickson Dry Goods Co.

The argument of this cause was continued by Mr. E. N. Dickerson, of counsel for the appellant and by Mr B. F. Thurston, of counsel for the appellee.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Friday. March 28th 1884.

Pursuant to adjournment, the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice.
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford.
John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John F. Follett, it is ordered that James Parker, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

Stipulation of counsel on file and motion of Mr. B. F. Thurston, in behalf of counsel, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed, & it is costs in this Court to be paid by plaintiff in error.

per Mr. Chief Justice Waite.

G. De Rosset Lamar, Executor &c. Appellant
882. vs.
Charles F. McCay

On motion of Mr. E. N. Dickerson, of counsel for the appellant, leave is hereby granted the Clerk to issue the Mandate in this cause.

Alexander Cochrane et al. Appellants
282. vs.
Executors Estate & Ecca Fabrick

The argument of this cause was continued by Mr. E. N. Dickerson, of counsel for the appellant and by Mr B. F. Thurston, of counsel for the appellee.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Friday. March 28th 1884.

Pursuant to adjournment, the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice.
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford.
John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. John F. Follett, it is ordered that James Parker, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

Ex parte: In the matter of Albert Grant
17. Original — Petitioner

The motion for a rule to show cause why a writ of mandamus should not issue as prayed in the petition was submitted to the consideration of the Court on printed argument by Mr. E. F. Butler and Mr. J. W. Blair in support of the same.

The Town of Lansing
287. vs. Pff. in Error
William A. Purdy.

In Error to the Circuit Court of the United States for the Northern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of New York, and on the motion of Mr. Francis Kernan, of counsel for the plaintiff in error, and consent of counsel for the defendant in error on file, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court

in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to award a new trial.

per Mr. Chief Justice Waite.

The Town of Lansing
284. vs. Plff. in Error
William A. Purdy.

On motion of Mr. Francis Kernan, of counsel for the plaintiff in error, leave is hereby granted the Clerk to issue the mandate in this cause.

Alexander Cochrane et al.
282. vs. Appellants
Badische Anilin & Soda Fabrik.

The argument of this cause was concluded by Mr. E. N. Dickerson, of counsel for the appellants.

Augustus H. Burby, Receiver &c.
283. vs. Plff. in Error
The German American Bank

This cause was argued by Mr. Henry Decker.

of counsel for the plaintiff in error, and by Mr. Edward Salomon, of counsel for the defendant in error.

	George W. Middleton	Ordered by the
255.	vs. Pff. in Error	Court that this
	The Inhabitants of the	cause be, and the
	Township of Mullica,	same is hereby, con-
	Atlantic County.	tinued until the
		next term, per

stipulation of counsel.

	Thomas Quinn.	This cause was
256.	vs. Pff. in Error	submitted to the
	William S. Chapman	consideration of
		the Court on the

record and printed argument by Mr. Geo. A. Mourse, of counsel for the defendant in error, and leave granted counsel for the plaintiff in error to file a printed argument on or before April 4th.

Proclamation being made the Court is adjourned until Monday next at twelve o'clock.

Monday, March 31st 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr Joseph H. Chandler, it is ordered that Thomas E. Sprague, Esquire of Detroit, State of Michigan, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. L. C. Kouk it is ordered that Jesse L. Rogers, Esquire, of Vandridge, State of Tennessee, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. S. Ferguson Beach it is ordered that Burton J. Beach, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly

On motion first made to the Court in this behalf by Mr. Jeff Chandler, it is ordered that Jefferson Brumbach, Esquire, of Kansas City, State of Missouri, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. R. T. Merrick it is ordered that James W. Davis, Esquire, of Fairbury, State of West Virginia, be admitted

to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George F. Wright it is ordered that Luther M. Shreve, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

The New England Mutual Life Insurance Company		In Error to the Circuit Court of the United States for the Southern District of Illinois
79. vs.	Plff. in Error	
Stephen E. Woodworth Ad. ministrator of Ann E. Woodworth.		

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Illinois, and was argued by counsel. On consideration whereof, It is

now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs and interest, until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Illinois.

per Mr. Justice Blatchford.

George Cooper and Cassius M. Clark vs. Pffs. in Error
Barthold Schlesinger, Theodore Drier and Sebastian B. Schlesinger.

In Error to the Circuit Court of the United States for the Northern District of Ohio.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Ohio and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said

Circuit Court in this cause be, and the same is hereby, affirmed with costs and interest, until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Ohio.

per Mr. Justice Blatchford.

Caroline A. Moores
vs. Plff. in Error
The Citizens National Bank of Piqua, Ohio.

In Error to the Circuit Court of the United States for the Southern District of Ohio.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Ohio and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Gray.

Mr. Justice Matthews, having been of counsel, did not sit in this cause and took no part in its decision.

No 11. Asenath A. Ware et al. vs. The Galveston City Company. Appellants. Appeal from the Circuit Court of the United States for the Eastern District of Texas.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Texas, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Matthews.

No 115. Leonard Covell vs. Sarah Keyman. Pltf. in Error. In Error to the Supreme Court of the State of Michigan.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Michigan and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Supreme Court with instructions to affirm the judgment of the Circuit Court for the County of Kent in favor of the plaintiff in error.

Per Mr. Justice Matthews.

276. Joseph Rosenthal vs. Plff. in Error
William R. Walker, Assignee in bankruptcy of Thomas Carney.

In Error to the Circuit Court of the United States for the District of Louisiana.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District

of Louisiana, and was argued by coun-
sel. On consideration whereof, It is now
here ordered and adjudged by this Court
that the judgment of the said Circuit Court
in this cause be, and the same is hereby, af-
firmed with costs and interest, until paid,
at the same rate per annum that similar
judgments bear in the Courts of the State
of Louisiana; And that this cause be, and
the same is hereby, remanded to the Circuit
Court of the United States for the Eastern Dis-
trict of Louisiana.

per Mr. Justice Woods.

Jane C. Fitz
254. vs. Appellant
The National Metro-
politan Bank.

Appeal from the
Supreme Court of
the District of
Columbia.

This cause came on to be heard on the
transcript of the record from the Supreme
Court of the District of Columbia and
was argued by counsel. On considera-
tion whereof It is now here ordered, ad-
judged and decreed by this Court that

the decree of the said Supreme Court in this cause be, and the same is hereby, reversed with costs: And that this cause be, and the same is hereby, remanded to the said Supreme Court with directions to dismiss the bill.

per Mr Justice Miller.

Barzilla Stephens vs. The Monongahela National Bank of Brownsville, Pennsylvania

356. Pltf. in Error

In Error to the Circuit Court of the United States for the Western District of Pennsylvania

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Pennsylvania, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with

costs and interest, until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Pennsylvania.

per Mr. Chief Justice Waite.

257. Barzilla Stephens vs. The Monongahela National Bank of Brownsville, Penn. sylvania. Pff. in Error

In Error to the Circuit Court of the United States for the Western District of Pennsylvania.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Pennsylvania, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs and interest, until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Pennsylvania.

	Aquinah Stephens	In Error to the
258.	vs. Plff. in Error	Circuit Court
	The Monongahela	of the United
	National Bank of	States for the
	Brownsville, Penn.	Western District
	sylvania.	of Pennsylvania

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Pennsylvania, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court, that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs and interest, until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Pennsylvania.

per Mr. Chief Justice Waite.

	Charles P. Chouteau	In Error to the
	& Julia Mallitt	Supreme Court of
818.	vs. Plff in Error	the State of Mis-
	Charles Gibson.	souri.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Missouri, and on the motion to dismiss, which was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

per Mr. Chief Justice Waite.

	A. J. Robb	On consideration of
1258.	vs. Plff. in Error	the motion to advance
	P. Connolly.	this cause, It is order-
		ed by the Court that

said motion be, and the same is hereby, granted, and the cause may be submitted on printed briefs on or before April 14th.

per Mr. Chief Justice Waite.

308. The United States vs. Caesar Sandolfo. Claimant of a lot of silk umbrellas &c. Appellant

Appeal from the Circuit Court of the United States for the Eastern District of Louisiana.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Louisiana, and on the motion of Mr. Solicitor General Phillips, of counsel for the appellant. It is now here ordered, adjudged and decreed by this Court that this appeal be, and the same is hereby, dismissed.

per Mr. Chief Justice Waite

423. The United States vs. Mariano Valdez. Appellant

Appeal from the Court of Claims.

This cause came on to be heard on the transcript of the record from the Court

of Claims, and on the motion of Mr. Solicitor General Phillips, of counsel for the appellant, It is now here ordered and adjudged by this Court that this appeal be, and the same is hereby, dismissed.

per Mr. Chief Justice Waite.

Francis N. Leggett,
Trustee &c.
vs. Appellant
John J. Allen,
Assignee &c.

On motion of Mr. S. F. Phillips, in behalf of counsel for the appellee, leave is hereby granted the Clerk to issue the Mandate in this cause.

John F. Killian et als.
Trustees &c.
vs. Appellants
John H. Ebbinghaus,
Trustee.

On motion of Mr. H. W. Garnett, of counsel for the appellants, leave is hereby granted the Clerk to issue the Mandate in this cause.

Silas S. Stone vs. Plff. in Error S. L. M. Barlow & Chas Day.

312.

Mr. John B. Sherman, in behalf of counsel, suggested the death of Silas S. Stone, the plaintiff in error in this cause and moved the Court to make Rufus P. Ranney, Administrator of Silas S. Stone, deceased, the party plaintiff in error in this cause. Whereupon, It is ordered by the Court that Rufus P. Ranney, Administrator of Silas S. Stone, deceased, be, and he is hereby, made the party plaintiff in error in this cause; And it is further ordered that this cause be, and the same is hereby, continued until the next term.

Jas A. Stewart & E. S. Abbot, Trustees &c. vs. Jesse Hoyt, surviving Trustee.

Appellants

311.

Mr. E. Mariner, of counsel, suggested the death of Jesse Hoyt, surviving Trustee, the appellee in this cause, and

moved the Court to make Samuel N. Hoyt, Alfred A. Hoyt and James W. Jackson, Executors of Jesse Hoyt, deceased, the parties appellees in this cause. Whereupon, It is ordered by the Court that Samuel N. Hoyt, Alfred A. Hoyt and James W. Jackson, Executors of Jesse Hoyt, deceased, be, and they are hereby, made the parties appellees in this cause.

1137. The Board of Supervisors of the County of Santa Cruz vs. Plff. in Error The Santa Cruz R.R. Co. The motion to dismiss in this cause was submitted to the consideration of the Court on printed arguments by Mr. Edward R. Taylor, in support of the same, and by Mr. S.O. Houghton in opposition thereto.

William Irvine
243. vs. Appellant
Sumner T. Dunham

The argument of the cause was commenced by Mr. George M Dowle Jr., of counsel for the appellant and continued by Mr. Samuel Sherwood Sanger, of counsel for the appellee, and Mr. James M. Johnston, of counsel for the appellant.

Proclamation being made, the Court is adjourned until tomorrow at ten o'clock.

moved the Court to make Samuel A. Hoyt, Alfred M. Hoyt and James W. Jackson, Executors of Jesse Hoyt, deceased, the parties appellees in this cause. Whereupon, It is ordered by the Court that Samuel A. Hoyt, Alfred M. Hoyt and James W. Jackson, Executors of Jesse Hoyt, deceased, be, and they are hereby, made the parties appellees in this cause.

1137. The Board of Supervisors of the County of Santa Cruz vs. Plff. in Error
The Santa Cruz R. R. Co.

The motion to dismiss in this cause was submitted to the consideration of the Court on printed arguments by Mr. Edward R. Taylor, in support of the same, and by Mr. E. O. Houghton in opposition thereto.

William Irwin
243. vs. Appellant
Sumner T. Dunham

The argument of this cause was commenced by Mr. George W. Towle Jr., of counsel for the Appellant and continued by Mr. Samuel Shellabarger, of counsel for the Appellee, and Mr. James H. Johnston, of counsel for the Appellant.

Proclamation being made, the Court is adjourned until tomorrow at ten o'clock.

Tuesday, April 1st 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford.
Associate Justices

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made, the Court is opened.

243. William Irvine vs. Summer T. Kunham, Appellant

The argument of this cause was concluded by Mr. James H. Johnston, of counsel for the Appellant.

289. J. W. Spindle, Assignee &c. vs. Charles U. Shreve et als. Appellant

This cause was argued by Mr. E. M. Shreve, of counsel for the appellees, and submitted on a printed argument by Mr. Gwynn Garnett, of counsel for the appellant.

290. Greene County, Missouri vs. John Brown Plff. in Error

Ordered by the Court that this cause be and the same is hereby passed.

291. Robert C. Chambers et als. vs. James Harrington et als. Appellants

The argument of this cause was commenced by Mr. Samuel Shellabarger, of counsel for the appellants, and continued by Mr. John K. McBride, of counsel for the appellees.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, April 2d 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray 2nd
Samuel Blatchford

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. A. H. Garland it is ordered that George H. Lothrop, Esquire, of Detroit, State of Michigan, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

291. Robert C. Chambers et al. vs. James Harrington et al's. Appellants

The argument of this cause was continued by Mr. John R. McBride, of counsel for the appellees, and concluded by Mr. Samuel Shellabarger, of counsel for the appellants.

292. The United States vs. Herbert M. Carpenter. Appellant

This cause was argued by Mr. Assistant Attorney General Maury, of counsel for the appellant, and by Mr. John B. Sanborn, of counsel for the appellee.

293. The Mansfield, Coldwater & Lake Michigan Railway Co. et al's. vs. John Swann et al., Survivors &c. Plffs. in Error

This cause was submitted to the consideration of the Court on the record and a printed argument by Mr. C. H. Scribner, of counsel for the plaintiffs in error. No counsel appearing for

294. The United States vs. Plff. in Error E. G. Bell & J. Wilson.

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Assistant Attorney General Maury, of coun. of counsel for the defendant in error, and by Mr Charles C. Benjamin and Mr Gish. and McAllister Jr., of counsel for the defendants in error.

294. Claiborne County vs. Plff. in Error W. B. Brooks, Assignee vs.

This cause was argued by Mr. Jesse L. Rogers, of counsel for the plaintiff in error, and by Mr. James G. Rose, of counsel for the defendant in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday April 3rd 1862.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Samuel C. Wait Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William Strong Justices
Stanley Matthews
Nathan Clifford and
Samuel Blatchford

John G. Nicolay, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. J. B. Reed, it is ordered that W. W. Boynton, Esquire, of Cleveland, State of Ohio, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. E. Boyle, it is ordered that Edward Murray, Esquire, of Allentown, and Preston K. Erdman, Esquire, of Philadelphia, State of Pennsylvania, be admitted to practice as attorneys and counsellors of this Court, and they were sworn accordingly.

The Board of County Commissioners of the County of Anderson	In Error to the Circuit Court of the United States for the
1273 vs. Pff. in Error	District of Kan-
Thomas P. Beal.	sas.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Kansas, and on the admission by defendant in error that the assignment of errors is good, and motion of Mr. Jefferson Braumbaugh, of counsel for the defendant in error, it is now here ordered and adjudged by this Court

that the judgment of the said Circuit Court in this cause be, and the same is hereby reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court to be proceeded in according to law and justice.

per Mr. Chief Justice Waite.

L. R. Tucker et al. vs. Plffs. in Error
299. Frank Masser.

Mr. W. Hallett Phillips, in behalf of counsel, suggested the death of Frank Masser, the defendant in error in this cause. Whereupon, It is ordered by the Court that this cause be, and the same is hereby, continued until the next term.

The Texas & Pacific Railway Co. vs. Plff. in Error
1221. Laura Kirk.

The motion to dismiss on behalf of the defendant in error in this cause was submitted to the consideration of the Court on the record and printed arguments by Mr. W. Hallett

Phillips and Mr. A. H. Garland, in support of the same, and by Mr. W. D. Davidge, Mr. Wager Swayne, Mr. John F. Dillon, and Mr. John C. Brown, in opposition thereto.

The Texas & Pacific Railway Co. vs. Laura Kirk.	Plff. in Error	The motion to amend the writ of error in this cause was submitted to the consideration of the Court on printed arguments by Mr. W. D. Davidge, in support of the same, and by Mr. W. Hallett Phillips and Mr. A. H. Garland, in opposition thereto.
1221.		
The Texas & Pacific Railway Co. vs. James Murphy.	Plff. in Error	The motion to dismiss or affirm and to vacate the supersedeas in this cause was submitted to the consideration of the Court on the record and printed arguments by Mr. W. Hallett Phillips
1263.		

and Mr. A. H. Garland, in support of the same, and by Mr. W. D. Bynum, in opposition thereto.

Samuel S. Brown et al. Pffs. in Error
245 vs.
F. D. Houston, State Tax Collector &c., et al.

This cause was argued by Mr. Chas. W. Turner, of counsel for the plaintiffs in error. No counsel appearing for the defendants in error.

Simeon B. Arnoux Pff. in Error
246 vs.
C. F. Hahn

This cause was argued by Mr. J. Brumback, of counsel for the plaintiff in error, and by Mr. Thomas P. Fenlon, of counsel for the defendant in error.

The Connecticut Mutual Life Insurance Company Pff. in Error
45 vs.
Helen Pitkin.

Mr. J. Brumback, of counsel for the defendant in error, suggested the death of Helen Pitkin, the

defendant in error in this cause, and moved the Court to make Kersey Coates, Trustee, Assignee of the judgment in this case, or Gardiner Lathrop, Administrator of Helen Pitkin, deceased, the party defendant in error in this cause. Whereupon, it is ordered by the Court that the motion to make Kersey Coates, Trustee &c., the party defendant in error be, and the same is hereby, denied. And it is further ordered that Gardiner Lathrop, Administrator of Helen Pitkin, deceased, as aforesaid, be, and he is hereby, made the party defendant in error in this cause.

The Connecticut Mutual Life Insurance Company vs. Plff. in Error
66. Gardiner Lathrop, Admr. &c.

This cause was argued by Mr. Jeff. Chandler, of counsel for the plaintiff in error, and by Mr. J. Brumbaugh, of counsel for the defendant in error.

Anton Eilers
297. vs. Appellant
A. G. Boutwell et al.

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. J. Hickrist, of counsel for the appellant, and by Mr. C. M. Bennett, of counsel for the appellees.

F. J. Anderson, Receiver &c.
298. vs. Plff. in Error
The Philadelphia Warehouse Co.

The argument of this cause was commenced by Mr. Preston, K. Erdman, of counsel for the plaintiff in error.

Proclamation being made, the Court was adjourned until tomorrow at twelve o'clock.

Friday, April 4th 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

298. M. J. Anderson, Receiver &c. vs. The Philadelphia Warehouse Co. Pltf. in Error

The argument of this cause was continued by Mr. R. C. McMurtrie, of counsel for the defendant in error, and was concluded by Mr. Edward Kinney, of counsel

	The United States	On motion of Mr.
303	vs. Plff. in Error	Solicitor General
	B. F. Flanders et al.	Phillips & Colburn
		for the Defen-

liff in error, Ordered by the Court that the cause be, and the same is hereby, continued until the next term.

	The Connecticut Mutual	On motion of
	Life Insurance Company	Mr. W. A. McKenney, in
304	vs. Plff. in Error	behalf of coun-
	The Union Trust Co. of	sel, Ordered
	N. Y., Trustee vs.	by the Court

that this cause be, and the same is hereby, passed, on account of sickness of counsel

	B. Wilson, A. L. Attwood et al.	Appeal from
300	vs. Appellants	the Circuit
	The St. Paul, Minneapolis & Manitoba	Court of
	Railway Company, The St Paul &	the United
	Pacific Railroad Company, The First	States for
	Division of the St. Paul & Pacific	the District
	Railroad Company, James J.	of Minne-
	Hill, A. W. Wilson et al.	sota.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Minnesota, and the appellants having been three times solemnly called by the Marshal to come into Court and prosecute their appeal and failing to appear, It is thereupon in pursuance of the 16th rule of this Court, and on the motion of Mr. W. E. Earle, of counsel for the appellees, now here ordered, adjudged and decreed by this Court that this cause be, and the same is hereby, dismissed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court to be proceeded in according to law and justice.

per Mr. Chief Justice Waite.

302. The Chicago, Milwaukee & St. Paul Railway Co. vs. Deft. in Error
Duane O. Ross.

Ordered by the Court that this cause be, and the same is hereby passed.

Emma C. Whitsitt, sole devisee & heir at law of Richard E. Whitsitt, deceased.

303. vs. Appellant

The Union Depot & Railroad Company et al.

Appeal from the Circuit Court of the United States for the District of Colorado.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Colorado, and the appellant having been three times solemnly called by the Marshal to come into Court and prosecute his appeal herein, & failing to appear, It is thereupon, in pursuance of the 16th rule of this Court and on the motion of Mr. Samuel Shellabarger, of counsel for the appellees, now here ordered, adjudged & decreed by this Court that the cause be, & the same is hereby, dismissed with costs; and that this cause be, and the same is hereby, remanded to the said Circuit Court to be proceeded in according to law and justice.

per Mr. Chief Justice Waite.

Proclamation being made the Court is adjourned

Monday, April 7th, 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. J. H. Ashton, It is ordered that David B. Kimball, Esquire, of Salem, State of Massachusetts, be admitted to practice as an Attorney and Counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in his behalf by Mr. J. M. Woolworth, it is ordered that Joseph R. Webster, Esquire, of Lincoln State of Nebraska, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly

On motion first made to the Court in his behalf by Mr. B. F. Jones, it is ordered that Carleton Hunt, Esquire, of New Orleans, State of Louisiana, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in his behalf by Mr. Richard J. Merrick it is ordered that Charles W. Hoffman, Esquire, of Frederick, State of Maryland, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

277. William Astor vs. Plff. in Error Edwin A. Merritt, Collector of the Port of New York. In Error to the Circuit Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause, be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to award a new trial.

per Mr. Justice Blatchford.

283. Augustus H. Burley, Receiver of the Cook County National Bank vs. Plff. in Error The German American Bank In Error to the Circuit Court of the

United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Blatchford

279. William Drury, Appellant vs. Annie E. Hayden. Appeal from the Circuit Court of the United States for the Northern District of Illinois.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois and was argued by counsel. On consideration whereof

It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to dismiss the bill.

Per Mr. Justice Gray.

Robert Hayes, a minor, by George C. Fry, his next friend vs. The Michigan Central Railroad Company. — In Error to the Circuit Court of the United States for the Northern District of Illinois.

2 6 3.

This cause came on to be heard on the transcript of the record from the Circuit Court of United States for the Northern District of Illinois and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the

same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to award a new trial.

per Mr. Justice Matthews.

Joseph Teal
280. vs. Plff. in Error
James D. Walker

In Error to the Circuit Court of the United States for the District of Oregon.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Oregon, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court for further proceedings to be had therein in conformity with the opinion of this Court.

per Mr. Justice Woods.

Monday, April 7th, 1884, continued.

Christian Börs	In Error to the Cir-
U.S. vs. Plff. in Error	cuit Court of the Uni-
William J. Preston	ted States for the South-
	ern District of New
	York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court for further proceedings to be had therein not inconsistent with the opinion of this Court.

per Mr. Justice Harlan.

	James W. Lovell & Priscilla D. Lovell	Appeal from the Circuit Court of the United States for the Middle District of Tennessee.
24.	vs. Appellants	
	The St. Louis Mutual Life Insurance Company. The St. Louis Life Insurance Company & William Morrow, Treasurer of the State of Tennessee.	

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Middle District of Tennessee, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court for further proceedings to be had therein in conformity with the opinion of this Court.

per Mr. Justice Bradley.

Henry M. Reator
vs. Appellant
E. Z. Gibbon et al.

Appeal from the Circuit Court of the United States for the Eastern Dis. Dist of Arkansas.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Arkansas, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to overrule the demurrer and to take further proceedings in accordance with the opinion of this Court. The plaintiff to have leave to amend his bill and the defendants to answer it when amended.

per Mr. Justice Field.

Dissenting: Mr. Chief Justice Waite, Mr. Justice Harlan, Mr. Justice Woods & Mr. Justice Blatchford

Ex parte: In the matter of Albert Grant
In Original — Petitioner.

It appearing to the Court that Exhibit P. G. B. No 2, referred to in the affidavit of C. J. Allen for rule to petition presented to the Supreme Court of the District of Columbia on or about February 15th 1882, and the answer thereto, have not been printed. It is ordered that the further consideration of the motion for a rule to show cause be, and the same is hereby, postponed until these omissions are supplied

Per Mr. Chief Justice Waite

The Chief Justice announced that the Court would adjourn for the term on Monday, May 5th, and that no cases would be called for argument after Friday, April 25th, and also that Friday next being Good Friday the Court would not sit.

Ex parte: In the matter of John Johnson, Petitioner. — On motion of Mr. Carleton Hunt, in behalf of counsel

Leave is hereby granted to file a petition for writs of habeas corpus and certiorari.

Joseph Cooper vs. Pltf. in Error The City of New Orleans — Mr. Carleton Hunt, in behalf of counsel, suggested the death of Joseph Cooper, the plaintiff in error in this cause, and moved the Court to make Beatrice Moran, widow in community, and tutrix of the minor heirs of Joseph Cooper, deceased, the party plaintiff in error in this cause. Whereupon, It is ordered by the Court that Beatrice Moran, widow in community and tutrix of the minor heirs of Joseph Cooper, deceased, as aforesaid, be, and she is hereby, made the party plaintiff in error in this cause.

Ex parte: In the matter of John Hitz.
2. Original — Petitioner

Mr. R. Ross Perry, of counsel, presented and filed in open Court a letter from the Secretary of State, pursuant to order entered in this case on March 24th.

The Union Pacific Railway Company
609. vs. Plff. in Error
Abram Myers.

On motion of Mr. W. Hallett Phillips, Ordered by the Court that this cause be, and the same is hereby, advanced, pursuant to the 32d rule.

Franklin D. Richards
897. vs. Appellant
James A. Kimball

Appeal from the Supreme Court of the Territory of Utah.

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of Utah, and on the stipulation on file, and motion of Mr.

Pierce G. Vest. It is now here ordered, adjudged and decreed by this Court that this appeal be, and the same is hereby, dismissed, clerk's costs to be paid by appellant.

per Mr. Chief Justice Waite.

The County of Otoe
1015 vs. Plff. in Error
John J. Baldwin
use
John J. Baldwin
1235 vs. Plff. in Error
The County of Otoe

On motion of Mr. C. M. Woolworth of counsel, leave is hereby granted the Clerk to issue the Mandate in these cases.

A. L. Badger, Collector &c.
309 vs. Plff. in Error
Frank Gutierez.

Mr. Solicitor General Phillips, of counsel for the plaintiff in error, in behalf of counsel for the defendant in error, suggested the death of Frank Gutierez, the defendant in error in this cause and moved the Court to make Elizabeth Gutierez, Administratrix of Gutierez, deceased, the party defendant

in error in this cause. Whereupon, It is ordered by the Court that Elizabeth Gutierez, Administratrix of Frank Gutierez, deceased as aforesaid, be and she is hereby made the party defendant in error in this cause.

A. L. Badger, Collector &c. Pltf. in Error
309. vs. This cause was
Elizabeth Gutierez, Admrx &c. submitted to the considera-
tion of the

Court on the record and printed arguments by Mr. Assistant Counsel Phillips, of counsel for the plaintiff in error, and by Mr. F. Ward Gurley Jr., of counsel for the defendant in error.

W. L. Robb Pltf. in Error This cause was sub-
1258. vs. mitted to the consid-
C. Conolly eration of the Court
on the record and

printed arguments by Mr. M. J. Siebert, of counsel for the plaintiff in error, and by Mr. A. C. Searle, of counsel for the defendant in error.

Allen Campbell
M^c Arthur et al.
235. vs. Appellants
David H. Lord,
Adm'r. vc. et al.

The reargument of this cause was commenced by Mr. William M. Ramsey, of counsel for the appellants, and continued by Mr. R. A. Harrison, of counsel for the appellees.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, April 8th 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. James H. McGowan, it is ordered that William J. Mitchell, Esquire, of Port Huron, State of Michigan, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Frederick S. Ayres et al. On motion of
1229. vs. Appellants Mr. William
Charles E. Wiswall et al. J. Mitchell, of
counsel, Or-
dered by the Court that this cause be, and
the same is hereby, advanced pursuant to
the 32d rule.

The Madison & Portage Railroad Company
194. vs. Appellant
The North Wisconsin Railway Company &c The
Wisconsin Railroad Farm Mortgage Land Company
The Wisconsin Central Railroad Company
195. vs. Appellant
The Madison & Portage Railroad Company et al.
The North Wisconsin Railway Company
196. vs. Appellant
The Wisconsin Railroad Farm Mortgage Land Company
The Wisconsin Railroad Farm Mortgage Land Company
197. vs. Appellant
The North Wisconsin Railway Company et als.
and
The West Wisconsin Railway Company
522. vs. Appellant
The North Wisconsin Railway Company, The

Tuesday, [illegible] 1895 continued.

Appeals from the Circuit Court of the United States for the Western District of Wisconsin.

This cause coming on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Wisconsin, and argued by counsel, and on the stipulation of counsel that the controversies involved in this cause are identical with those involved in the cases of The Madison & Portage R.R. Co. vs. The North Wisconsin Railway Co. and The Wisconsin Central R.R. Co. vs. The Madison & Portage R.R. Co. et al. and The North Wisconsin Railway Co. vs. The Madison & Portage R.R. Co. et al. and that the decision in those cases may be considered as covering the issues in this case,

On motion of Mr. [illegible]

It is ordered and adjudged by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby affirmed with costs.

The Madison & Portage R.R. Co.
vs. Appellant
The North Wisconsin Railway Co.
The Wisconsin Central R.R. Co.
vs. Appellant
The Madison & Portage R.R. Co.
The North Wisconsin Railway Co.
vs. Appellant

Motion of Mr. [illegible] in behalf

Thursday April 2nd 1885 Continued

The Wisconsin Railroad Loan	of counsel.
Mortgage Trust Company	leave is
vs. Wisconsin Railroad Loan	hereby
Mortgage Trust Company	granted
179 vs. Stoddard	the Court
&c. North Wisconsin Railway Co.	to issue
&c.	a Mem-
The West Wisconsin Railway Co.	order in
177 vs. Stoddard	these cases
&c. North Wisconsin Railway Co.	

Allen Coombs	The reargument
H. Silver et als.	of this cause was
205 vs. Stoddard	continued by Mr.
David H. Scott,	C. C. Harrison,
Trustee &c. et als.	of counsel for the
	appellees. Further

argument was ordered until tomorrow.

Sexton &c.	The cause was
208 vs. Chicago Lumber	submitted to the
Shingle Machine.	consideration of
	the Court on the

record and printed arguments by Mr. A. J. Cobleton and Mr. J. C. Webster.

Proceedings, August 8th 1923, continued

[illegible] recorded for the Plaintiff in error
and by the Commissioners of record
for the Defendant in error

Jordan P. Dixon
vs. Plaintiff in Error
The County of Fleming
by
Jordan & Flinn
Mc vs. Def in Error
Abel Street Contractors

Case made
case on appeal
by the Pl in
error and
recorded for
the Plaintiff
in error
and by the
Clerk Circuit Court of record for Defendant
in error.

Proclamation being made, the Court
is informed that Commissioners of further
record.

Wednesday, April 9th 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice

Samuel F. Miller

Stephen J. Field

Joseph P. Bradley

John M. Harlan Associate

William B. Woods Justices

Stanley Matthews

Horace Gray [illegible]

[illegible]

John K. Hinkley Esquire, Marshal

James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this Court by Mr. James L. Pugh it is ordered that Walter L. Bragg, Esquire, of Montgomery, State of Alabama, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion Ordered that the Counsel on this behalf by Mr. T. B. Vincent at the request of Hiram Henry & Harrison Esquires Solicitors of Missouri and Henry C. Brown and Edgerton Esquires of Lexington State of Missouri, be permitted to address the Court and Counsel on the part of the Respondents in support of the Petition accordingly

On motion Ordered that the Counsel on this behalf by Mr. Lawrence Marshall, be at liberty to address the Court and Henry C. Brown Esquire of Counsel, State of Missouri be permitted to address the Court in support of the Petition of the Respondents and the Court hear the same accordingly

Allen Campbell
& Wife Petitioners
vs. Appellants
David K. Scott
Exor. &c. et als.

The argument of the cause was commenced by Mr. Lawrence Marshall of Counsel for the Appellants & Mr. Jacobs Matthews

having been concluded on the part of the Appellants the Court adjourned.

J. A. Stewart v. E. K. Abbot, Trustee &c.
vs.
Samuel L. Fox, et al., Trustees &c.

This cause was argued by Mr. E. Rutledge Cochran, of counsel for the appellants, and by Mr. E. Mariner, of counsel for the appellees.

313. Hugh Clark's Heirs, Appellants
vs.
Charles Miller, Adm'r. &c.

This cause was argued by Mr. Henry H. Dennison, of counsel for the appellee, and submitted on a printed argument by Mr. Britton A. Hill, of counsel for the appellant.

314. Isaac Greenhood et al., Plffs. in Error
vs.
William H. Randall

This cause was argued by Mr. Samuel Shellabarger, of counsel for the defendant in error, and submitted on a printed argument by Mr. E. W. Toole, of counsel for the plaintiffs in error.

Wednesday - Part of the argument.

Same v. Same et al. This cause
316 vs. Error to came on to be
Joseph H. Sheppard heard by the
Court on the record and is fully argued
by Mr. Talbot for the plaintiff in error. An argument of
counsel for the defendant in error.

The Baltimore Union Steamboat This cause
Passenger Line Steam Boat Landing Co. came on
327 vs. Appeal from to be heard
The Maryland Steam Boat the Circuit
Landing & Wharf Co. Court
of Baltimore
City. Md.

B. R. Forman, of counsel for the appellant.

Proclamation being made the Court is
adjourned until tomorrow at twelve
o'clock

A. Stewart v. E.A. Abbot, Trustee &c. vs. Appellants
311. vs. Samuel A. Hoit, et al., Executors &c.

This cause was argued by Mr. T. Ruby Washington, of counsel for the appellants, and by Mr. E. Mariner, of counsel for the appellees.

Maria Clark Gaines vs. Appellant
313. vs. Charles Miller, Adm'r. &c.

This cause was argued by Mr. Henry A. Bowman, of counsel for the appellant, and submitted on a printed argument by Mr. Britton A. Hill, of counsel for the appellant.

Isaac Greenhood et al., Plffs. in Error
314. vs.
William H. Randall

This cause was argued by Mr. Samuel Shellabarger, of counsel for the defendant in error, and submitted on a printed argument by Mr. E. W. Toole, of counsel for the plaintiffs in error.

Wednesday - Spirit of [illegible] continued.

James Hornbuckle et al
and vs. Writ of Error
Joseph H. Shepard

This cause
was submitted
but to be
determined by

the Court on the record and a printed argument by Mr. Miller for the Plaintiffs in error - & argument of Counsel for the defendant in error.

The Butchers' Union Slaughter
House & Live Stock Landing Co.
and vs. Appellant
The Crescent City Live Stock
Landing & Slaughter House Co.

The argument of the cause was commenced by Mr.

B. R. Forman, of counsel for the appellant.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock

Thursday, April 10th 1884

Pursuant to adjournment the Court met today at the Capitol

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford

John T. Nicolay, Esquire, Marshal
Samuel T. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court on this behalf by Mr. E. W. Jones it is ordered that Angus Patterson, Esquire, of Madison, State of Florida, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. S. F. Hoar, it is ordered that Frederick P. Fish, Esquire, of Boston, State of Massachusetts, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Nathaniel Wilson it is ordered that Henri Pine, Esquire, of Binghampton, State of Connecticut, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

627. The Butchers' Union Slaughter House & Live Stock Landing Co. vs. The Crescent City Live Stock Landing & Slaughter House Co. Appeal

The argument of this cause was continued by Mr. Thomas J. Semmes, of counsel for the appellee, & was concluded by Mr. [illegible] Merriman, of counsel for the appellant.

Ex parte: In the matter of Louis Regget — Appellant — and — The Equit. Western Ins. Co — Appellant — vs. — The United States

1278.

Mr. Solicitor General has filed and submitted to the consideration of the Court motions to advance this cause.

Crosby S. Noyes, Trustee, and Mary L. Piper — Appellants — vs. — The Inland & Seaboard Coasting Company of the District of Columbia and William B. Todd, Trustee.

1279.

Mr. Nathaniel Wilson, of counsel for the appellees, having filed in open Court the following

certificate, to wit:

In the Supreme Court of the District of Columbia

I, Return J. Meigs, Clerk of the Supreme Court of the District of Columbia, do hereby certify that in a certain cause pending in said Court wherein Crosby S. Noyes, Trustee, and Mary L. Piper were

Condemnation and the Colonial Trading Company of the District of Columbia and William L. Scott, Trustee, Defendants, a final decree was rendered by said Supreme Court of the District of Columbia on the twenty seventh day of January A.D. 1899 in favor of said defendants and against said complainants, and that on the twenty ninth day of January A.D. 1899 said complainants prayed an appeal to the Supreme Court of the United States which was duly allowed.

In testimony whereof I have unto subscribed my name and affixed the seal of said Court this tenth day of April A.D. 1899.

(Seal) C. S. Mason Clerk
By H. L. Stanley 2nd Asst.

and having stated that the appellants had altogether failed to file the record of said cause in this Court, or in any way to prosecute said appeal, moved the Court, in pursuance of the 6th rule, to hear

this appeal docketed and dismissed. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that this appeal from the Supreme Court of the District of Columbia be, and the same is hereby, docketed and dismissed with costs; And that this cause be, and the same is hereby, remanded to the said Supreme Court to be proceeded in according to law and justice.

Per Mr. Chief Justice Waite

The United States exrel: Stephen B. White
vs. Pltf. in Error
John Jay Knox, Comptroller of the Currency

This cause was argued by Mr. S. B. White, of counsel for the plaintiff in error, and by Mr. Nathaniel Wilson of counsel for the defendant in error.

E. A. Burnham & A.
Etals Tweed etc.
306. vs. Appellants
E. A. Brown

Writ issued
case entered by
Mr. Jordan Q.
Copy of writ
not for Mr. Jordan

petition read by the Senior Registrar &
ordered for the adoption

Proclamation being made the Court
is adjourned until Monday next at
twelve o'clock.

Monday April 11th 1881

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray 2nd
Samuel Blatchford

Wm H. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion duly made to the Court in this behalf by Mr. J. K. McGowan it is ordered that George C. Frost, Esquire, of Jackson, State of Michigan, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

Mr. Justice Gray read a notice to the Court in this behalf by Mr. B. D. Lowe it is ordered that F. A. Southworth, Esquire of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

Hermann Goetzmann Nat Goetzmann & Bro Comp'y	Appeal from the Circuit	
282. vs.	Appellees	Court of the
Brodrecht Anson and Louis Patrick.		United States for the Southern District of

New York.

This cause came on to be heard on the Transcript of the record from the Circuit Court of the United States for the Southern District of New York and was argued by Counsel. On consideration whereof, It is now here ordered adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed with costs, and that this cause be, and the same is hereby,

remanded to the said Circuit Court with direction to dismiss the bill of complaint with costs.

per Mr. Justice Blatchford.

Simeon B. Armour vs. Pltf. in Error
Charles F. Hahn. In Error to the Circuit Court of the United States for the District of Kansas.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Kansas, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court for further proceedings to be had therein in conformity with the opinion of this Court.

per Mr. Justice Gray.

The Farmers Insurance Manufacturing Company vs. Appellant
The Lower Alsatian Company.

Appeal from the Circuit Court of the United States for the District of Louisiana.

The record in this cause was filed on the 3rd day of the present term from the Circuit Court of the United States for the District of Louisiana, and was argued by counsel. On consideration whereof it is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby reversed with costs, and that this cause be, and the same is hereby remanded to the said Circuit Court with directions to enter a decree in this cause.

Mr. Mr. Justice Matthews.

No. 143. William Stevens Appellant
Samuel C. Harrison

Appeal from the Circuit Court of the United States for the

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of California, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Woods.

Emilie Moulor
vs. Pltf. in Error
The American Life
Insurance Company
of Pennsylvania.

In Error to the Circuit Court of the United States for the Eastern District

214

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Pennsylvania, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit

Court in this cause be, and the same is hereby reversed with costs, and that the cause be remanded to the said Circuit Court with directions to set aside the verdict and for further proceedings not inconsistent with the opinion of this Court.

Mr. Justice Harlan.

The United States
vs. Appeal
Herbert A. Barfonte

from the Circuit Court of the United States for the District of Minnesota.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Minnesota, and was argued by counsel. On consideration whereof, it is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be and the same is hereby reversed; and that this cause be, and it is remanded

is hereby remanded to the said Circuit Court with directions to overrule the demurrer. The defendant to have leave to answer.

per Mr. Justice Field.

Robert G. Chambers, Lathrop Dunn, Eliza Nelson and Helen Kountzsky
vs.
Appellants
Samuel Harrington, George Goss et al.

Appeal from the Supreme Court of the Territory of Utah.

201.

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of Utah, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Miller.

Action Taken

297 vs. Petitions

A. C. Bowman Et al.

Forest and P. Co.

Motion from the Supreme Court of the Territory of Utah.

This cause coming on to be heard on the motion of appellant for the Supreme Court of the Territory of Utah and was argued by counsel. On consideration whereof, It is now here ordered and adjudged and decreed by this Court that the decree of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Peckham.

The Houston & Texas Central Railway Company, Robert S. Hunt, U. S. Railway Receiver, Et al.

959 vs. Appellants

Edward H. Hornby

Motion to Dismiss or Affirm

Mr. Justice Peckham delivered the opinion of the Court.

This cause coming on to be heard on

the transcript of the record from the Circuit Court of the United States for the Northern District of Texas, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Chief Justice Waite.

The Board of Supervisors of the County of Santa Cruz, Plff. in Error
vs.
The Santa Cruz Railroad Company. } In Error to the Supreme Court of the State of California.

No. 137.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of California, and on the motion to dismiss which was argued by counsel. On consideration whereof. It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed

for the want of jurisdiction.
per Mr. Chief Justice Waite.

17. Ex parte: In the matter of Albert Grant Oriainal —, Petitioner } Petition for a writ of mandamus.

On consideration of the petition of Albert Grant, It is now here ordered by the Court that cause be shown by the Judges of the Supreme Court of the District of Columbia, before this Court, at Washington, in the District of Columbia, on the 14th day of October, 1884, at twelve o'clock, noon, of that day, or as soon thereafter as counsel can be heard, why a writ of mandamus should not issue as prayed in said petition
per Mr. Chief Justice Waite.

548. Ex parte: In the matter of Louis Regel Appellant } On consideration of the motion to advance this cause, It is ordered by the Court that said motion be, and the same is hereby, denied. per Mr. Chief Justice Waite.

	The Great Western Insurance Company		On consideration of the motion to advance these cases, it is ordered by the Court that said motion be, and the same is hereby, granted and the cases are
1882.	vs.	Appellant	
	The United States		
	John G. Paulison, Surviving Receiver &c.		
1880.	vs.	Appellant	
	The United States		

assigned for argument on the second day of the October Term 1884, after the case heretofore assigned for that day

for the Chief Justice.

	Joseph Davies, Collector of Chicot County		The motion to dismiss in this cause was submitted to the consideration
1880.	vs.	Plff. in Error	
	The United States Exrel: Austin Corbin et al.		

of the Court on the record and printed arguments by Mr. B. C. Brown, Mr. Eben W. Kimball and Mr. Charles P. Richmond, in support of the same, and by Mr. A. H. Gar-

No. 191. Alfred Carey, Appellant, vs. C. E. Brown.
No. 192. Judson C. Brown, "
No. 193. John A. Burkam, "
No. 194. Solon Branch, "
No. 195. Lucius E. Burkam, "
No. 196. Theodore F. Smith, "
No. 197. William Hale, "
No. 198. Thomas F. Tarpey, "
No. 199. John A. Wakefield, "
No. 200. Marcellus Coleman, "

On motion to dismiss the writ of error heretofore allowed to the Supreme Court of the State of Oklahoma by Mr. J. M. Johnston one of the Justices thereof, and by Mr. W. C. Reeves and Mr. W. H. Cochran, as attorneys for the plaintiff in error,

The Atchison, Topeka & Santa Fe Railway Co. vs. Duane C. Rose.

No. 202. Error to Grant County.

Case was argued by Mr. John W. Avery of counsel for the plaintiff in error, and by Mr. Lincoln Sutton, of counsel for the defendant in error.

The Central Railroad & Banking Company of Georgia et al. vs. G. W. Cotles & N. & R. Dawson et al. Appellants

The argument of this cause was commenced by Mr. A. G. Sawtell of counsel for the appellants.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday April 5th 1864

Pursuant to adjournment the Court met today at the Capitol

Present

The Honorable Morrison R. Waite Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William Strong Justices
Ward Hunt
Noah Swayne
Samuel Blatchford

John G. Nicolay Esquire Marshal
James M. McKenney Esquire

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr C.F. Fenton it is ordered that John W. Mason Esquire of Baltimore State of Maryland be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. S. Baldwin it is ordered that Walter [illegible] Lamb, Esquire, of Lincoln, State of Nebraska, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Francis Miller it is ordered that J. E. Ingersoll, Esquire, of Cleveland, State of Ohio, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. G. Miller it is ordered that William H. Kenyon, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. W. D. Baldwin it is ordered that Joseph G. Fraley, Esquire, of Philadelphia, State of Pennsylvania, be

admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. F. Jonas it is ordered that Newton C. Blanchard, Esquire, of Shreveport, State of Louisiana, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

The Union Pacific Railway Company vs. Pltf. in Error
29. Abram Myers

Mr. U. Mallett, Clk. files, of counsel for the defendant in error, submitted to the consideration of the Court a motion for a construction of the 32nd rule in relation to service of notice and copy of brief.

Ex parte: In the matter of John Kitz
2. Original — Petitioner

Mr. O. D. Barrett, of counsel for the petitioner,

noted and obtained leave to file a certified copy of the President's reply to the address of the Swiss Minister of October 24th 1889.

The Central Railroad & Banking Company of Georgia et al. vs. Appellants
318. E. W. Pettus & J. H. R. Dawson et al.

The argument of this cause was continued by Mr. A. R. Lawton, of counsel for the appellants, by Mr. W. L. Fraga, of counsel for the appellees, and concluded by Mr. H. C. Semple, of counsel for the appellants.

Samuel F. Bridge.
319. vs. Appellant
Charles Sheldon, Charles H. Sheldon, John H. Sheldon & Charles H. Elason, partners as Sheldon & Elason and Charles Sheldon, Charles H. Sheldon & John H. Sheldon, surviving partners of Charles H. Elason
621. vs. Appellants

Appeals from the Circuit Court of the United States for the District

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Vermont, on appeal and cross appeal, and on the stipulation of counsel on file, it is now here ordered, adjudged and decreed by this Court that these appeals be, and the same are hereby dismissed.

per Mr. Chief Justice Waite.

The Mobile & Montgomery Railway Company vs. Pltff. in Error
320 D. C. Jury & M. Ellis, partners &c.

This cause was argued by Mr. [illegible] Exempt, of counsel for the appellants in error, and submitted to the consideration by Mr. Edward Clayton and Mr. J. G. Jones, of counsel for the plaintiff in error, and by Mr. D. E. Jury and Mr. H. C. Tompkins, of counsel for the defendants in error.

321. The United States vs. Plff. in Error Maury Bryant et al. — This cause was submitted to the consideration of the Court on the record and a printed argument by Mr. Assistant Attorney General Maury, of counsel for the plaintiff in error - No counsel appearing for the defendants in error.

322. Scotland County vs. Plff. in Error William Hill — Ordered by the Court that this cause be, and the same is hereby, continued until the next term, per stipulation of counsel.

323. W. H. Thorwegan vs. Plff. in Error Richard King - — This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Given Campbell of counsel for the plaintiff in error, and by Mr. James Carr of counsel for the defendant in error.

Beatrice Moran, widow &c.
324. vs. Pff. in Error
The City of New Orleans.

E. A. Forte et al.
325. vs. Plffs. in Error
The City of New Orleans
and
The Eclipse Tow Boat Co.
326. vs. Plff. in Error
The City of New Orleans.

These cases were submitted to the consideration of the Court on the record and printed arguments by Mr. J. R. Beckwith of counsel for the plaintiffs in error and by Mr. C. F. Buck and Mr. S. T. Blanc of counsel for the defendant in error.

The Eagleton Manufacturing Co.
240. vs. Appellant
The West, Bradley & Cary Manufacturing Company et als.

The argument of this cause was commenced by Mr. F. H. Betts of counsel for the appellant.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Wednesday April 16th 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford
Associate Justices

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Van H. Manning it is ordered that B. F. Franklin, Esquire, of Kansas City, State of Missouri, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Jeff. Chandler it is ordered that Henry L. Warren, Esquire, of Santa Fe', Territory of New Mexico, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

The Union Pacific Railway Company vs. Wilmans Myron Wood

On consideration of the motion of Mr. H. Liddell Whittier, of counsel for the defendant in error, for a construction of the 32nd rule in relation to the service of notice and copy of brief, after a case has been advanced under said rule, it is the opinion of the Court that the party making the motion to advance or desiring to bring the case on should serve the notice and copy of brief as on motions to dismiss under the 6th rule.

Mr. Chief Justice Fuller

The Capiston Manufacturing Co.
vs. Appellant
The West Gradley & Carey Man.
ufacturing Company et al

The argument of this cause was continued by Mr. E. Betts, of counsel for the appellant, and by Mr. W. B. Witter, of counsel for the appellees, and concluded by Mr. E. N. Betts, of counsel for the abbellant.

Mary E. Barrett
327. vs. Appellant
Charles D. Failing et al.

The argument of this cause was commenced by Mr. F. N. Dolph, of counsel for the appellees.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday March 4th 1880.

Pursuant to adjournment the Court met today at the Capitol

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Nathan Clifford
John M. Harlan
William Strong
Stanley Matthews
Horace Gray
Samuel Blatchford
John F. Finerty, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. J. Hubley Ashton it is ordered that Joseph Douglass, Esquire, of Chambersburg, State of Pennsylvania, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. B. F. Thurston it is ordered that Lucius C. Ashley, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

327. Mary E. Barrett vs. Charles D. Failing et al. Appellant

The argument of this cause was concluded by Mr. J. H. Dolph, of counsel for the appellees and the cause was submitted on a printed argument by Mr. W. W. Chapman, of counsel for the appellant.

328. S. H. Pugh, surviving trustee &c. vs. Fairmount Gold & Silver Mining Company et al. Appellant

Ordered by the Court that this cause be, and the same is hereby, continued until the next term, per stipulation.

329 The Board of Supervisors of Grenada County et al. vs. J. Drogden & Co. et al. — Writ of Error to the decision of the Court on the

record and a printed argument by Mr. H. P. Cranham, of Counsel for the plaint. in error. No counsel appearing for the defendants in error.

330 Charles R. Cable & Ezra Goodspeed vs. The President & Trustees of the Ohio University & Eliakim H. Moore Treasurer — In Error to the Supreme Court of the State of Ohio

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Ohio, and the plaintiffs in error having been three times solemnly called by the Marshal to come into Court and prosecute their writ of error, and failing to appear. It is, Thereupon, in pursuance of the 16th rule of this Court, and on the motion of Mr. A. F.

Perry, of counsel for the defendants in error, now here ordered and adjudged by this Court that this cause be, and the same is hereby, dismissed with costs; And that this cause be, and the same is hereby, remanded to the said Supreme Court to be proceeded in according to law and justice.

per Mr. Chief Justice Waite.

The Orient Mining Company	In Error to the Circuit Court of
332 vs. Plff. in Error.	the United States
The North Noonday Mining Company.	for the District of California.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of California, and the plaintiff in error having been three times solemnly called by the Mar. shal to come into Court and prosecute its writ of error, and failing to appear - It is thereupon, in pursuance of the 16th rule of this Court, and on the motion of Mr. S. H. McGowan, of counsel for the

defendant in error, now here ordered and adjudged by this Court that this cause be, and the same is hereby, dismissed with costs and that this cause be, and the same is hereby, remanded to the said Circuit Court to be proceeded in according to law and to

Per Mr. Chief Justice Waite.

	The Board of Supervisors of Carroll County	Ordered by the Court that
333.	vs. Plff. in Error	this cause be
	De Witt W. Smith	and the same is hereby,

passed.

	Adams County	Ordered by
334.	vs. Plff. in Error	the Court that
	The Burlington & Missouri River Railroad Company	this cause be, and the same is hereby, con-

tinued until the next term, per stipulation

335. James M. Nickle, in his own right, and as Adm'r. vs. William A. Stuart et al. vs. Appellant

This cause was argued by Mr. J. W. Davis, of counsel for the appellant - No counsel appearing for the appellees.

336. John A. Korbach vs. Edward B. Hill vs. Appellant

On motion of Mr. W. D. Davidge, of counsel for the appellant, Ordered by the Court that this cause be, and the same is hereby, continued until the next term.

337. John George Killian Adm'r &c. et al. vs. William E. Clark. vs. Appellant

This cause was submitted to the consideration of the Court on the record and a printed argument by Mr. William John Miller, of counsel for the appellants. No counsel appearing for the appellee.

Proclamation being made the Court is adjourned

Friday April 16th 1886.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray Jr
Samuel Blatchford
Joseph H. Choate, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court was opened.

On motion first made to the Court in this behalf by Mr. Orville H. Platt it is ordered that Truman S. Fuller, Esquire of Syracuse, State of New York, be admitted to practice as an attorney and counsellor of this Court and he was thereon accordingly.

Amanda A. Sterling et al. vs. Henry Barnwall & William C. Gaynor, Assignees &c. Appellants

Mr. H. C. Semple, of counsel for the appellees, suggested the death of Amanda A. Sterling, one of the appellants in this cause and moved the Court for an order, under the 15th rule, to make the proper representatives parties. Whereupon, It is now here ordered by the Court that unless the proper representatives of the said Amanda A. Sterling, deceased, as afore. said, shall voluntarily become parties with. in the first ten days of the ensuing term of this Court, the appellees shall be entitled to have the appeal dismissed; provided, that a copy of this order shall be printed in some newspaper of general circulation within the State, Territory or District from which the case is brought for three successive weeks, at least sixty days before the beginning of the term of the Supreme Court then next ensuing.

	John F. Feldmeth et al. Trustees &c.	Appeal from the Circuit Court of Lincoln County.
238	vs.	Submitted on printed Transcript of Record for the appellants. Counsel for the appellee moved that the appeal be dismissed for want of jurisdiction.
	John W. Cunningham, Trustee.	

Error in the Mandate issued in this cause ordered the Court to recall said Mandate for the purpose of correcting said error. Whereupon, It is ordered by the Court that said Mandate be, and the same is hereby recalled.

	John F. Albright et al.	On motion of Mr. E. B. Sherman Clerk of record for the appellees.
150	vs. Appellants	
	Samuel Emery &c. et als.	

Leave, leave is hereby granted the Clerk to issue the Mandate in this cause.

	Mary E. Tenworthy et Jas. S. Tenworthy	Appeal from the Supreme Court of the Territory of Washington.
239	vs. Appellants	
	Josiah Merrit	

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of Washington and on the motion of Mr. F. K. Mitchell, of counsel for the appellants, It is now here ordered, adjudged and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

per Mr. Chief Justice Waite.

John Deorse Killian, Admr. &c. et al		On motion of Mr. Francis Miller, of counsel for the appellee, leave is here.
334	vs. Appellants	
William E. Clark		

by granted him to file a brief in this cause.

J. F. Darver		This cause was argued by Mr. S. S. Gentle, of counsel for the appellant, and by Mr. Solicitor
338	Vs. Appellant	
The United States		

General Phillips, of counsel for the appellee.

The Cooper Manufacturing Company of Mt. Vernon, Ohio
339. vs. Plff. in Error
J. W. Ferguson et al.

On motion of Mr. L. A. Gentile in behalf of Counsel for the plaintiff in error, Ordered by the Court that this cause be, and the same is hereby, continued until the next term.

The Factors & Traders Insurance Company
340. vs. Plff. in Error
Widow Mary Murphy et al.

This cause was submitted to the consideration of the Court on the Record and printed argument by Mr. Edward H. Hornor, of counsel for the defendants in error, and leave granted counsel for the plaintiff in error to file a brief on or before the 25th instant

The County of Johnson
3441. vs. Appellant
The Cairo & Vincennes Railroad Company, Thomas B. Needles, Auditor of the State of Illinois, J. M. Smith, Treasurer of the State of Illinois, Wm C. Allen, Collector of Johnson County, Frances E. Pierce, John M. Humphreys, N. K. Frothingham & William A. Healy. Appeal from the Circuit Court of the United States for the Southern District of Illinois.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Illinois, and it appearing to the Court that the parties have failed to comply with the provisions of Section 2. Rule 10 of this Court in regard to printing the transcript of the record. It is now here ordered, adjudged and decreed by this Court that the appeal be, and the same is hereby, dismissed with costs.

per Mr. Chief Justice Waite.

	The United States	On motion of Mr.
342.	vs. Appellant	S. F. Phillips, in be
	Juan M. Sanchez, et al.	half of Mr. Walter
		Van Dyke, of coun

sel for the appellant. Ordered by the Court that this cause be, and the same is hereby, continued until the next term.

	De Baron B. Colt et al.	On motion of
343.	vs. Appellants	Mr. B. F. Thurs.
	Elizabeth H. Colt, individually,	ton, of counsel
	& as Executrix, et al.	for the appel.
		lants, on how

additional time allowed counsel on each sid. in the argument of this cause.

	De Baron B. Colt et al.	The argument of
343.	vs. Appellants	this cause was
	Elizabeth H. Colt, individually	commenced by
	& as Executrix, et al.	Mr. Lucius C.
		Ashley, of

counsel for the appellants.

Proclamation being made, the Court is adjourned until Monday next at twelve o'clock.

Monday April 21st 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford Associate Justices

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Phillips, it is ordered that C. F. Willard, Esquire, of Washington, District of Columbia, C. B. Sinclair, Esquire, of Marion, State of South Carolina, and F. W. Schaufflberger, Esquire, of Tiffin, State of Ohio, be admitted to

practice as attorneys and counsellors of this Court, and they were sworn accordingly.

John F. Blair	In Error to the Cir-
308 vs. Pff in Error	cuit Court of the
The County of Cuming	United States for
	The District of

Nebraska.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Nebraska and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court with direction to overrule the demurrer to the petition and to take such further proceedings in the cause as may be required by law, and as shall not be inconsistent with the opinion of this Court.

John A. Stewart Per Saturin M. Abbott, Trustee, intervening petitioners. vs. Samuel S. Hoyt, Alfred M. Hoyt & James W. Jackson Executors of Jesse Hoyt, surviving trustee, deceased.

Appellants

Appeal from the Circuit Court of the United States for the Eastern District of Wisconsin.

311.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Wisconsin and was argued by counsel. On consideration whereof. It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Gray.

The Mansfield, Coldwater & Lake Michigan Railway Co. et al vs. John Swan, F. M. Hulbert & Winson et al.

Plffs. in Error

The death of F. M. Hulbert, one of the defendants in

293.

error in this cause, having been suggested. It is ordered by the Court that the cause abate as to said F. M. Hutchinson, per stipulation.

293. The Mansfield, Coldwater & Lake Michigan Railway Company & The Mansfield Coldwater & Lake Michigan Railroad Company vs. Plffs. in Error John Swan & Robert McMann, Survivors of S. G. Rose, late partners under the firm name of Swan, Rose & Company, Lester E. Rose, Administrator of S. G. Rose, deceased, & Stephen B. Sturges, Assignee in bankruptcy of Robert McMann. In Error to the Circuit Court of the United States for the Northern District of Ohio.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Ohio, and was argued by counsel. On consideration whereof, It is now here

ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, reversed, with costs against the plaintiffs in error; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to render a judgment against them for costs in that Court, and to remand the cause to the Court of Common Pleas of the Fulton County, Ohio.

per Mr. Justice Matthews.

James Hornbuckle et al
Samuel Marshall
315. vs. Pffs. in Error & Appts.
Joseph V. Stafford

In Error to & Appeal from the Supreme Court of the Territory of Montana.

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of Montana and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment and decree

of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Woods.

313. Myra Clark Gaines vs. Charles Miller, Administrator of Samuel Hammond, deceased. — Appeal from the Circuit Court of the United States for the Eastern District of Missouri.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Missouri, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Woods.

234. Claiborne County vs. Plff. in Error Walter B. Brooks, Assignee of Howard, Cole & Company

In Error to the Circuit Court of the United States for the Eastern District of Tennessee.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Tennessee and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, reversed with costs: And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to award a new trial and to take such further proceedings as may be in accordance with the opinion of this Court.

per Mr. Justice Bradley.

	Alfred Slidell et al.	Mr. Justice Field
887.	vs. Appellants	delivered that the
	S. H. Thompson U. S. Deputy	decision of the
	Surveyor	Court in these
	Alfred Slidell et al.	cases, delivered
888.	vs. Appellants	on March 3rd inst
	James L. Richardson,	had on a re-exam-
	Register &c.	ination been mod-
	Alfred Slidell et al.	ified, by which
916.	vs. Appellants	it is held that
	Thomas J. Emler et al.	the grant under
	&	which the plaintiffs
	Alfred Slidell et al.	claim extends forty
917.	vs. Plffs. in Error.	arpents in the
	Charles Tschirn	rear, beyond the
		grant in metes &
	by on the river.	

	The Corn Exchange National	In Error to
	Bank.	the Circuit
281.	vs. Plff. in Error	Court of the
	Emile Schaffner, Francis Schaffner	United States
	& Edouard Schaffners, co-partners,	for the East
	trading as Schaffners Brothers	ern District
		of Pennsyl-
		vania

This cause came on to be heard on the Transcript of the record from the Circuit Court of the United States for the Eastern District of Pennsylvania and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to award a new trial

per Mr. Justice Miller.

286. Thomas Quinn vs. Wm. S. Chapman — Pltf. in Error — In Error to the Supreme Court of the State of California.

This cause came on to be heard on the Transcript of the record from the Supreme Court of the State of California, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment

of the said Supreme Court in this cause be, and the same is hereby affirmed with costs.

Mr. Justice Miller

No. Appeal from	On Error to
Edward Ames, Gardner Colton,	the Circuit
Ezra H. Baker, Elwood Evans,	Court of
Silas Adams, Junior, et al., Calling	the United
themselves The Board of Directors	States for
of the Union Pacific Railway	the District
Company	
240. vs. Plaintiffs in Error	of Kansas
The State of Kansas ex rel.	
W. A. Johnston, Attorney	
General.	

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Kansas and was argued by counsel On consideration whereof. It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause

be, and the same is hereby, remanded to the said Circuit Court with directions to entertain the cause as properly removed from the State Court and proceed accordingly.

per Mr. Chief Justice Waite.

The Kansas Pacific Railway Company		In Error to the Circuit Court
1214.	vs. Pff. in Error	of the United States for the
The State of Kansas ex rel: W. A. Johnston Attorney General.		District of Kansas.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Kansas, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to entertain the cause as properly removed from the State Court and proceed accordingly.

per Mr. Chief Justice Waite.

Josiah C. Kelly and vs. Appellant
Eliphalet Nott. Appeal from the Circuit Court of the United States for the Southern District of New York

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Chief Justice Waite.

The United States vs. Plff in Error
E. C. Bell and Jefferson Wilson. In Error to the District Court of the United States for the Northern District of Mississippi.

This cause came on to be heard on the Transcript of the record from the District Court of the United States for the Northern

District of Mississippi, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said District Court in this cause be, and the same is hereby, reversed; And that this cause be, and the same is hereby, remanded to the said District Court with directions to set aside the verdict and grant a new trial.

per Mr. Chief Justice Waite.

310. John J. Blair vs. Plff. in Error West Point Precinct — In Error to the Circuit Court of the United States for the District of Nebraska.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Nebraska, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same

is hereby, affirmed with costs.
for Mr. Chief Justice Waite.

Henry. P. Anderson,	In Error to the
Receiver of the First	Circuit Court
National Bank of	of the United
Allentown	States for the
75. vs. Plff. in Error	Eastern Dis
The Philadelphia Wire	trict of Pen
Fence Company.	sylvania.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Pennsylvania, and was argued by counsel. On consideration whereof, it is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs

per Mr Chief Justice Waite.

Dissenting
Mr Justice Miller
" " Matthews.

	The Texas & Pacific Railway Co.	On consideration of the motions to dis-
1221.	vs. Plff. in Error	miss or affirm and
	Laura Kirk.	to amend the writ
		of error in this cause,

It is ordered by the Court that the motion to affirm be, and the same is hereby, denied. And that the motion to dismiss be denied, provided the writ of error is amended by inserting the proper return day and affixing the seal of this Court and the signature of the Clerk of this Court on or before Monday, April 28th.

per Mr. Chief Justice Waite.

	The Texas & Pacific Railway Co.	On consideration of the motions to
1262.	vs. Plff. in Error	dismiss or affirm
	James Murphy.	and to vacate the
		Supersedeas in

this cause it is ordered by the Court that said motions be, and the same are hereby, denied.

per Mr. Chief Justice Waite.

Order.

The Reporter having represented that owing to the number of decisions at the term it will be impracticable to put the reports in one volume. It is, therefore, now here ordered that he publish an additional volume in this year, pursuant to Section 681 of the Revised Statutes.

1100 Jose Aurrecoechea vs. Plff. in Error Amos L. Banas. The motion to vacate the judgment entered in this cause on January 21st 1884, and to set aside the submission of the cause under the 30th rule was argued by Mr. F. J. Libbitt, in support of the same, and leave was granted Mr. A. Chester, of counsel for the defendant in error, to file affidavits in opposition thereto.

John G. Killian et al. Trustees vs. Appellants John W. Ebbinghaus, Trustee The motion to reform the decree

motion in this cause was argued by Mr. Henry Hitchcock, in support of the same, and by Mr. E. C. Bushby, in opposition thereto. Mr. Bushby also filed and submitted to the consideration of the Court a motion to docket and dismiss under the 9th rule.

1269 The St. Paul, Minneapolis & Manitoba Railway Company vs. Plff. in Error
" David Burton.

This cause was submitted to the consideration of the Court on the record and a printed argument, pursuant to the 32d rule, by Mr. Enoch Totten, of counsel for the defendant in error. No counsel appearing for the plaintiff in error.

1087 George Friend et al. vs. Plffs. in Error
Tully R. Wise.

The motion to dismiss or affirm in this cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Henry Beard and Mr. G. H. Armes,

in support of the same, and by Mr. W. G. Johnston, in opposition thereto.

Constance C. Redfield
v Frank B. Redfield,
Executors &c.
1143. vs. Plffs. in Error
The Ystalyfera Iron
Company.

The motion to modify the judgment of this Court in this cause was submitted to the considera-

tion of the Court on printed arguments by Mr. A. W. Griswold, in support of the same, and by Mr. Solicitor General Phillips, in opposition thereto.

The Broadstreet Company
1048. vs. Plff. in Error
Forrester M. Higgins

The motion to vacate the supersedeas in this cause

was argued by Mr. W. Hallett Phillips, in support of the same and by Mr. Henry Wise Garnett in opposition thereto.

1173. Simon Callahan vs. The Louisville & Nashville Railroad Company. Plff in Error. Mr. W. Hallett Phillips suggested the death of Simon Callahan, the plaintiff in error in this cause, and moved the Court to make G. H. Woodall, Administrator of Simon Callahan, deceased the party plaintiff in error in this cause. Whereupon, It is ordered by the Court that G. H. Woodall, Administrator of Simon Callahan, deceased, as aforesaid, be, and he is hereby, made the party plaintiff in error in this cause.

1265. William A. Harrington et all. vs. Granville O. Haller. Plffs. in Error. The motion to dismiss or affirm in this cause was submitted to the consideration of the Court on printed arguments by Mr. S. F. Mitchell, in support of the same and by Mr. S. S. Burdett, in opposition thereto.

Mary E. Kenworthy et al. vs. Josiah Merritt — Appellants

137. On motion of Mr. F. N. Nicholls of counsel for the appellants, leave is hereby granted the Clerk to issue the Mandate in this cause.

Le Baron B. Colt et als. vs. Elizabeth H. Colt, individually, & as Executrix vs., et als. — Appellants

343. The argument of this cause was continued by Mr. Lucius C. Ashley of counsel for the appellants, and by Mr. Charles E. Perkins, of counsel for the appellees

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, April 22° 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan
William B. Woods
Stanley Matthews
Horace Gray and
Samuel Blatchford

Wm. H. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. L. Q. Lamar it is ordered that Charles B. Scurry, Esquire, of Oxford, State of Mississippi, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Robert Lowry it is ordered that D. K. Sumner, Esquire, of Waukesha, and N. L. Eaton, Esquire, of Beaver Dam, State of Wisconsin, be admitted to practice as attorneys and [illegible] this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. H. McGowan, it is ordered that Wesley S. Thurston, Esquire, of Toledo, State of Ohio, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. P. Rude it is ordered that E. W. Seymour, Esquire, of Litchfield, State of Connecticut, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John F. Dillon it is ordered that W. D. B. Motter, Esquire, of St. Joseph, State of Missouri, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

1382. The New Orleans, Mobile & Texas Railroad Company vs. Plff. in Error
The State of Mississippi Ex rel: The District Attorney.

Mr. J. Z. George filed and submitted to the consideration of the Court motion to advance this cause.

1383. The Vicksburg & Meridian Railroad Company vs. Plff. in Error
Mary E. [illegible] John J. O'Brien

Mr. J. Z. George filed and submitted to the consideration of the Court motion to require the plaintiff in error to give a new supersedeas bond in this cause.

329. The Board of Supervisors of Grenada County et al. vs. J. Brogden & Co., et al. Plffs. in Error

On motion of Mr. J. Z. George, Ordered by the Court that the submission of this cause be, and the same is hereby, set aside and the cause restored to its place on the docket, per stipulation on file.

1250. Mary M. Morrison et al. vs. Martha E. Withers et al. Appellants

The motion to reinstate and annul the decree dismissing this cause pursuant to the 9th rule and to recall the Mandate was argued by Mr. J. Z. George, in support of the same, and by Mr. R. T. Merrick, in opposition thereto.

343. Elizabeth B. Bolt et al. vs. Elizabeth H. Bolt individually & as Executrix &c., et al. Appellants

The argument of this cause was continued by Mr. A. P. Hyde, of counsel for

the appellees, and was concluded by Mr. B. F. Thurston, of counsel for the appellants.

John P. Wetherbee & Edward R. Thompson, Executors vs.	This cause was submitted to the consideration of
314. vs. Pffs. in Error	the Court on the
The First National Bank of Toledo, Ohio.	record and printed arguments

by Mr. C. N. Scribner, of counsel for the plaintiffs in error, and by Mr. Edward Bissell and Mr. Wesley J. Thurston, of counsel for the defendant in error.

J. Howard Phillips v	The argument of
E. Thompson, Executor	this cause was
vs. et al.	commenced by
315. vs. Appellants	Mr. George H. Lothrop, of counsel
The City of Detroit.	for the appellants,

and continued by Mr. D. C. Holbrook, of counsel for the appellee.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, April 23rd 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods "
Stanley Matthews "
Horace Gray "
Samuel Blatchford "
John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Phillips it is ordered that C. M. Busbee, Esquire, of Raleigh, State of North Carolina be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George Tichnor Curtis it is ordered that Miles B. Andrus, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. S. J. R. McMillan it is ordered that Fayette Marsh, Esquire, of Stillwater, State of Minnesota, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. A. 2. Keasbey, it is ordered that James Buchanan, Esquire, of Trenton, State of New Jersey, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Benjamin Butterworth		Mr. Solicitor
Commissioner of Patents		General Phillips filed and
1282	vs. Plf. in Error	submitted to
The U.S. exrel: R. Hoe & Co et al.		

the consideration of the Court a motion to advance this cause.

William Dodson
113. vs. Appellant
Lemuel S. Dunham

On motion of the Counsel Stricken Charges of counsel for the appellee. Leave is hereby granted the Clerk to issue the Mandate in this cause.

Joseph Seal
360. vs. Plff in Error
James D. Walker

On motion of Mr. J. M. Hitchcock of counsel for the Plaintiff in error Leave is hereby granted the Clerk to issue the Mandate in this cause

The Cedar Rapids &
Missouri River R.R.
Co. et al.
142. vs. Plffs. in Error
Benjamin Herring

On motion of Mr. Moses A. McCoid, Ordered by the Court that the Clerk of this Court return to the Clerk of the Supreme Court of the State of Iowa the original maps sent up with

	J. Howard Phillips v. S. Thompson, Executors vs., et al.	The argument of this cause was continued by Mr. L. L. Bond, of
315.	vs. Appellants	counsel for the
	The City of Detroit	appellee, and was

concluded by Mr. George N. Lothrop, of counsel for the appellants.

	The Pacific Railroad of Mo.	The argument
316.	vs. Appellant	of this cause
	The Missouri Pacific R.R.	was com-
	Co. et al.	menced by

M. L. L. Bowdrey, of counsel for the appellant, and continued by Mr. M. C. Day and Mr. Wager Swayne of counsel for the appellees, and by Mr. D. H. Chamberlain, of counsel for the appellant.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday. April 21st 1859.

Pursuant to adjournment the Court met today at the Capitol

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray Jnr
Samuel Blatchford
John F. Nicolay Esquire, Marshal
Jared N. McKenney, Esqr.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. A. H. Garland, it is ordered that William B. Murphy, Esquire of Detroit and George F. Jones, Esquire of Hardeman, State of Mississippi, be admitted to practice as attorneys and counsellors of this Court. They were sworn accordingly

Jacob O. Joyce
1284 vs. Appellant
The Chillicothe Foundry & Machine Works Company and F. M. Deweese.

Mr. A. H. Garland, of counsel for the appellees, having filed in open Court the following certificate, to wit:

"Circuit Court of the United States
Southern District of Ohio.

I, William C. Howard, Clerk of the Circuit Court of the United States for the Southern District of Ohio, do hereby certify that in a certain cause pending in said Court, wherein Jacob O. Joyce was complainant and the Chillicothe Foundry and Machine Works Company and F. M. Deweese were respondents, a final decree was rendered by said Circuit Court on the 6th day of June A. D. 1883, in favor of said respondents and against said complainant, and that on the 5th day of July, A. D. 1883, said complainant prayed an appeal to the Supreme Court of the United States which was duly allowed.

In testimony whereof I

Farwell Attorney may attend
(Seal.) over after the seal of said Cir-
cuit Court at Sacramento the
Fourteenth day of April 1855.
William G. Howard
Clerk."

and having stated that the said appellant
had altogether failed to file the record of
said cause in this Court, as by law he may
& forthwith said appeal, moved the Court
on further notice of the 9th rule, to have said
appeal docketed and dismissed. Whereupon
it is now here ordered, adjudged and de-
creed by this Court that the appeal from the
Circuit Court of the United States for the
Southern District of Ohio be, and the same is
hereby docketed and dismissed with costs.
And that this cause be, and the same is
hereby remanded to the said Circuit
Court to be proceeded in according to
law and justice.

Per the Chief Justice Wells.

The State of Louisiana ex rel: Thomas W. Nelson
370. vs. Plff. in Error
The Police Jury of the Parish of St. Martin.

Mr. L. A. Breaux of counsel for the plaintiff in error, asked and obtained leave of the Court to file a certified copy of the order of the 21st Judicial District Court for the Parish of St. Martin, State of Louisiana, subrogating of record Will Steven, to all the right, title and interest of Thomas W. Nelson in and to the judgment in this cause, and suggested the death of said Will Steven, Assignee, and filing a certified copy of the letters testamentary appointing Michael O'Brien and William Priestly Johnson, testamentary executors of said Will Steven, Assignee, deceased, moved the Court to make the said Executors the parties plaintiffs in error in this cause. Whereupon, It is ordered by the Court that Michael O'Brien and William Priestly Johnson, testamentary executors of Will Steven, deceased, Assignee of Thomas W. Nelson, be and they are hereby, made the parties plaintiffs in error in this cause with liberty to prosecute this

	Myers & Levi et al.	The motions to
1040.	vs. Plffs. in Error	dismiss in these
	David Short	cases were sub
	and	mitted to the
	Myers & Levi et al	consideration
1041.	vs. Plffs. in Error	of the Court on
	Solomon Isaacs	printed argu
		ments by Mr.

J. A. Breaux in support of the same and by Mr. J. N. Kennard and Mr. W. W. Howe in opposition thereto.

	Esther J. Chapman	Mr. W. Willough
130.	vs. Appellant	by, of counsel
	The District of Columbia.	for the appellant
		filed a suggest

ion of a diminution of the record and a motion for a writ of certiorari in the cause.

	Patrick A. Fogarty, claimant	In Error
	of twenty five barrels of dis-	to the Cir
	tilled spirits.	cuit Court
364.	vs. Plff. in Error	of the Uni
	The United States.	ted States

for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and on the stipulation of counsel on file and motion of Mr. Solicitor General Phillips of counsel for the defendants in error, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed.

per Mr. Chief Justice Waite.

The Union Pacific Railroad Company
1244 vs. Plff. in Error
Lucia Knuth

On motion of Mr. A. L. Williams, Ordered by the Court that this cause be, and the same is hereby, advanced, pursuant to the 32d rule. Mr. Williams submitted to the consideration of the Court a motion for leave to argue the case orally.

Thomas P. McManus . Mr Tenney for
1170 vs Appellant . the filed and
Mildred Standish et all. . submitted to
the consideration
of the Court a motion to remand &
annul the decree docketing and dismissing
this cause pursuant to the 4th rule, and
for leave to docket the cause in conformity
with the rules of this Court.

The Pacific Railroad of Mo. . The argu-
316 vs. . Appellant . ment of
The Missouri Pacific R.R. Co et al. . this cause
was con-
cluded by Mr. D. H. Chamberlain of coun-
sel for the appellant.

Rebecca R. Mellen . This cause was
311 vs. Appellant . argued by Mr
Susan E. Wallach . Tenney & Thomas
of counsel for
the appellant and by Mr Luther M. Ellis
and Mr. Jesup Miller, of counsel for the
appellee.

The Board of Supervisors of Carroll County vs. Plff. in Error
333. De Witt H. Smith

This cause was argued by Mr. C. B. Howry, of counsel for the defendant in error, and submitted on printed arguments by Mr. J. Z. George, of counsel for the plaintiff in error, by Mr. L. B. Valliant, of counsel for the defendant in error, and by De Witt W. Smith, the defendant in error, in propria persona.

Nancy A. Earington individually and as Executrix &c. Appellant
244. vs.
J. W. Jefferson et als.

The argument of this cause was commenced by Mr. A. H. Garland, of counsel for the appellant, and continued by Mr. H. E. Myers, of counsel for the appellees.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock

Friday. April 2nd 1880.

Pursuant to adjournment the Court met today at the Capitol

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. A. H. Garland it is ordered that L. H. Weller, Esquire, of Nashua, State of Iowa, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly

	Charles J. Lowndes, William Thayer and Samuel Wragg, partners as C. J. Lowndes & Company.	Appeal from the Circuit Court of the United States for the District of South Carolina.
1159.	vs. Appellants	
	C. P. Phipps, C. A. Phipps, W. W. Phipps, C. J. Gostenhofer & E. E. London, partners under the firm name of J. L. Phipps & Company, et als.	

This cause came on to be heard on the Transcript of the record from the Circuit Court of the United States for the District of South Carolina, and on the stipulation of counsel on file and motion of Mr. James Lowndes, of counsel for the appellees, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby reversed with costs; And that this cause be, and the same is hereby remanded to the said Circuit Court with directions to take such further proceedings therein not inconsistent with the opinion of this Court in the case of Hampton, Admr. etc. et als. vs Phipps, No. 218 October Term 1882, as

justice and equity require, but without prejudice to any rights the appellants may have on final administration of the estates as between themselves and other creditors as if the decree appealed from herein had not been made

per Mr. Chief Justice Waite

The United States vs. Appellant Charles Morton. Mr. Solicitor General Phillips, of counsel for the appellant, filed and submitted to the consideration of the Court motion to advance this cause.

1286.

W. Whitehall Fulkerson et al. vs. Pffs. in Error Seth C. Holmes et al. Mr. William Pinkney Whyte, of counsel for the defendant in error, having filed in open Court a suggestion of a diminution of the record in this cause in the words and figures following, to wit:

1283.

"That the plea of the defendants, filed in the Court below to the amended

declaration of the plaintiffs has been omitted from the said transcript of record."

(By reason of which omissions and errors aforesaid the said counsel now here moved the Court to award a writ of certiorari to be directed to the Judges of the Circuit Court of the United States for the Western District of Virginia commanding them that searching the record and proceedings of said Court in this cause they shall certify to this Court under the seal of the said Circuit Court whatever omissions and errors shall be found to the extent above enumerated. On consideration whereof, It is now here ordered by the Court that a writ of certiorari be, and the same is hereby, awarded, to be issued forthwith, and to be directed to the Judges of the Circuit Court of the United States for the Western District of Virginia, commanding them that searching the record and proceedings aforesaid they certify to this Court, under the seal of the said Circuit Court whatever omissions and errors shall be found to the extent above enumerated, and return the same with

the said writ of certiorari forthwith to the Court.

[illegible]

Emma C. Whitsitt, sole devisee &c.		Mr. A. C. Browne filed and submitted to the consideration of the Court motion
303. vs.	Appellant	
The Union Depot & Railroad Company et al.		

to rescind and annul the decree of dismissal entered in this cause on the 14th instant and to restore the cause to the docket.

Fanny A. Edrington, individually & as Executrix &c.		The argument of this cause was continued by Mr. D. E. Myers, of counsel for
244. vs.	Appellants	
F. W. Jefferson et al.		

the appellees, and was concluded by Mr. A. H. Garland, of counsel for the appellant.

	Alois Rick	Appeal from the Su-
316.	vs. Appellant	preme Court of the
	George Heitzey.	District of Columbia.

This cause came on to be heard on the transcript of the record from the Supreme Court of the District of Columbia and the appellant having been three times solemnly called by the Marshal to come into Court and prosecute his appeal, and failing to appear. It is, thereupon, on pursuance of the 16th rule of this Court, and on the motion of Mr. Frank T. Browning, of counsel for the appellee, now here ordered, adjudged and decreed by this Court, that this cause be, and the same is hereby, dismissed with costs; And that this cause be, and the same is hereby, remanded to the said Supreme Court to be proceeded in according to law and justice.

363. The County of Buena Vista vs. The Iowa Falls & Sioux City R.R. Co. Plff. in Error

Ordered by the Court that this cause be, and the same is hereby, continued until the next term, per stipulation.

Stipulation.

365. The City of New London vs. William Long. Plff. in Error

Ordered by the Court that this cause be, and the same is hereby, continued until the next term, per stipulation.

366. The Gibbs & Sterrett Manufacturing Company vs. Peter Brueker Plff. in Error

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. William P. Byrne, of counsel for the plaintiff in error, and by Mr. Edward S. Bragg, of counsel for the defendant in error.

The Schooner "Bertie Calkins" vs. W. H. Wolf et al. — Appellants — Ordered by the Court that this cause be, and the same is hereby, continued until the next term, per stipulation.

The Singer Manufacturing Company vs. John L. Stanage — Appellant — Appeal from the Circuit Court of the United States for the Eastern District of Missouri.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Missouri, and it appearing to the Court that the parties have failed to comply with the provisions of section 2, rule 10, of this Court in regard to printing the transcript of the record. It is now here ordered, adjudged and decreed by this Court that this appeal be, and the

same is hereby dismissed with cost.
per Mr. Chief Justice Waite

365 P. D. Baines, Administrator &c. vs. Henry Clarke et al. Appellant

The argument of the cause was continued by Mr. Caleb Boggess, of counsel for the appellant, continued by Mr William Grinnay Whyte, of counsel for the appellees, and concluded by Mr. G. A. Miller, of counsel for the appellant

370 The State of Louisiana Exrel: Michael O'Brien & Wm Priestley Johnson, Executors &c. vs. Offs. in Error The Police Jury of the Parish of St. Martin

This cause was argued by Mr. H. O Breaux, of counsel for the plaintiffs in error. No counsel appearing for the defendant in error

Proclamation being made the Court is adjourned until Monday, May 5th, at twelve o'clock.

Monday, May 5th 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. William Lawrence it is ordered that Henry Armitage, Esquire, of Defiance, State of Ohio, and Ernest Hall, Esquire, of Baltimore, State of Maryland, be admitted to practice as Attorneys and Counsellors of this Court and they were thereupon

On motion first made to the Court in this behalf by Mr Attorney General Brewster it is ordered that William H Hallam, Esquire, of Pittsburgh, State of Pennsylvania, be admitted to practice as an attorney and counsellor of this Court & he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Charles W. Bond it is ordered that James Caplis, Esquire of Detroit, State of Michigan, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. P. A. Collins it is ordered that John N. Burke, Esquire, of Boston, and Dennis W. Quill, Esquire, of Beverly, State of Massachusetts be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. Van H. Manning it is ordered that H. S. Van Eaton, Esquire, of Woodville, and Robert Lowry, Esquire, of Brandon, State of Mississippi, be admitted to practice as attorneys and counsellors of this Court and they were sworn accordingly.

On motion first made to the Court in this behalf by Mr. S. S. Burdett it is ordered that Henry W. Williams, Esquire, of St. Louis, State of Missouri, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

The Eagleton Manufacturing Company. vs. The West, Bradley & Cary Manufacturing Company and Joseph F. West.

2440. Appellant

Appeal from the Circuit Court of the United States for the Southern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of New York, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Blatchford.

321. The United States vs. Elijah Comer Henry Bryant Jas J. Weekly, otherwise called Bryant v Weekly.

On Error to the Circuit Court of the United States for the Southern Dist. of Ala.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Alabama and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the order made by the

said Circuit Court in this cause June 9th. 1880. dissolving the order for the seizure of the property and directing the Marshal to restore the property seized, and its order of January 13th 1881, denying the motion to vacate the order of June 9th, 1880, be, and the same was hereby reversed. And that this cause be, and the same is hereby, remanded to the said Circuit Court with direction to vacate the order of June 9th 1880, and to take such further proceedings in the suit as may be according to law and not inconsistent with the opinion of this Court.

per Mr. Justice Blatchford.

The Pacific Railroad of Missouri vs. The Missouri Pacific Railway Company. Cornelius K. Garrison et al. — Appellant

Appeal from the Circuit Court of the United States for the Eastern District of Missouri.

3114. This cause came on to be heard on

The transcript of the record from the Circuit Court of the United States for the Eastern District of Missouri, and was argued by counsel. On consideration whereof it is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed with costs, and that this cause be, and the same is hereby remanded to the said Circuit Court with direction to overrule the demurrers with costs, and to take such further proceedings in the suit as shall be proper and not inconsistent with the opinion of this Court.

per Mr. Justice Clifford.

Mary E. Garrett
vs.
Charles K. Fasino and
Sarifa F. Fasino

Appeal from the Circuit Court of the United States for the District of Oregon.

This cause came on to be heard on the transcript of the record from the Circuit

Court of the United States for the District of Oregon, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Gray.

John C. Thompson and Edward R. Thompson Jr. Administrators &c. of E. R. Thompson, deceased,	In Error to the Circuit Court of the United States for the
244. vs. Plffs. in Error	Northern Dis-
The First National Bank of Toledo, Ohio.	trict of Ohio.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Ohio, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, reversed

with costs. And that this cause be and the same is hereby remanded to the said Circuit Court with directions to set aside the verdict and order a new trial.

per Mr. Justice Gray.

Frederick W. Shields, Assignee in bankruptcy of Charles H. Shreve, vs. Appellant
Charles H. Shreve, John H. Shreve et als.

Appeal from the Circuit Court of the United States for the Northern District of Illinois

287.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Matthews

William N. Thorwegan
323. vs. Plff. in Error
Richard King.

In Error to the Circuit Court of the United States for the Eastern District of Missouri.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Missouri and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to grant a new trial.

per Mr. Justice Matthews.

The Board of Supervisors of Carroll County
333. vs. Plff. in Error
De Witt W. Smith

In Error to the District Court of the United States for the

Northern District of Mississippi.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Northern District of Mississippi, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said District Court in this cause be, and the same is hereby, affirmed with costs and interest, until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Mississippi.

per Mr. Justice Matthews.

343. Le Baron B. Colt, Samuel P. Colt et al. vs. Elizabeth H. Colt, individually & as Executrix, guardian and trustee, Caldwell Hart Colt, Richard D. Hubbard, individually & as Executor and Trustee, et al. — Appellants — Appeal from the Circuit Court of the United States for the District of Connecticut

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Connecticut, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Matthews.

The Mobile & Montgomery Railway Company
330. vs. Plff. in Error
L. C. Jurey and M. Gillis, partners as Jurey & Gillis, for the use of the Factors & Traders Insurance Company of New Orleans.

In Error to the Circuit Court of the United States for the Middle District of Alabama

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Middle District of Alabama, and was argued

by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs and interest, until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Alabama.

per Mr. Justice Woods.

The Gibbs & Sturgis Manufacturing Company vs. Peter Brueker.

366. Pltff. in Error

Error to the Circuit Court of the United States for the Eastern District of Wisconsin.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Wisconsin and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit

Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to award a new trial.

per Mr. Justice Woods.

J. Howard Phillips and Farrellson Thompson, Executors of Robert C. Phillips, deceased, Eugene Robinson & Jesse N. Farwell. vs. The City of Detroit — Appellants

Appeal from the Circuit Court of the United States for the Eastern District of Michigan.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Michigan, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Woods.

Francis H. Weaver
vs. Appellant
The United States

} Appeal from the Court of Claims.

No. 238.

This cause came on to be heard on the transcript of the record from the Court of Claims and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Claims in this cause be, and the same is hereby, affirmed.

per Mr. Justice Harlan.

The Connecticut Mutual Life Insurance Company
vs. Plff. in Error
Gardiner Lathrop, Administrator of Helen Pitkin, dec'd.

} In Error to the Circuit Court of the United States for the Western District of Missouri.

No. 66.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the

Western District of Missouri and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs and interest, until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Missouri.

per Mr. Justice Harlan.

1258. W. L. Robb vs. Plff. in Error H. Connolly. In Error to the Supreme Court of the State of California.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of California, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Harlan.

Matthew F. Johnson, dative testamentary Executor of Oliver J. Morgan, deceased, John A. Buckner, J. West Montgomery, Edward Barrow, 2d David A. Barrow, Administrator of Ferdinand M. Goodrich, deceased.

54. vs. Appellants

Stephenson Waters, Administrator of the succession of William Fay, dec'd.

Appeal from the Circuit Court of the United States for the District of Louisiana.

This cause came on to be heard on the Transcript of the record from the Circuit Court of the United States for the District of Louisiana, and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, modified so as to declare and direct as follows, that is to say:-

I. That the estate of said Oliver J. Morgan, deceased, herein represented by Mathew F. Johnson, dative executor of the last will of said Oliver J. Morgan

is indebted to the estate of said William Gay, deceased, herein represented by Stephenson Waters, Administrator, in the sum of thirty three thousand, two hundred and fifty dollars, with interest at five per cent per annum until final payment on thirteen thousand dollars from the 10th of January 1861; on ten thousand two hundred and fifty dollars from the 16th of January 1861, and on ten thousand dollars from the twenty eighth of January, 1861, and for all costs of this suit.

II. That the sales of the lands of said estate of Oliver J. Morgan, adjudicated in parcels and subdivisions on the 19th of January 1869, to John A. Buckner, J. West Montgomery, Agent, and Ferdinand H. Goodrich, respectively, and conveyed to them respectively by Oliver J. Morgan, executor, by notarial acts passed before E. W. Jenkins, notary public, on the 23rd of January, 1869, and recorded in the office of the parish recorder of the parish of Carroll, in notarial book A, at

folios 212, 213 and 214, be declared null and void as against the estate of the said William Gay, complainant herein, and against the other creditors of said estate of Oliver F. Morgan, deceased; And that it be referred to one of the masters of the Court to take and state an account of the assets belonging to said estate in the hands of said dative testamentary executor, Matthew F. Johnson; and that the said master be authorized to summon said Johnson to appear before him and render account of said assets; and that said master give three months public notice by advertisement in a newspaper published in the parish of Carroll, and in a newspaper published in New Orleans to all creditors of the said estate of Oliver F. Morgan, deceased, to appear before him, the said master, and establish their several debts.

III. If other sufficient available assets of said estate to pay the said debt be not found in the hands of said Johnson, dative executor, as aforesaid, the said master is authorized and required to

sell so much of said lands in proper parcels as may be necessary to pay and satisfy said debts; and the lands so sold shall be free and discharged of any lien, claim or title arising from, or by reason of said sales so made on the 19th day of January 1869. If the available assets and the proceeds of said lands should not be sufficient to pay all the debts of said estate established before said master, including the debt due to the complainant, there shall be a pro rata distribution thereof after the payment of all costs and expenses of the complainant, and of said reference and sale. The sale shall be advertised and proceeded in according to the laws of Louisiana in reference to succession sales.

IV. The said master may apply to the Court from time to time for further directions, which are hereby reserved, especially as to the question whether the succession of Julia Morgan, deceased, is entitled to any portion, and what portion, of the proceeds arising from the sale of said lands by virtue of the act of sale and

donation made to her by Oliver & Morgan in 1858, so far as said act was a sale and not a donation.

It is further ordered, adjudged and decreed by this Court that each party pay his and their own costs on this appeal, except the cost of printing the record, which shall be equally divided between the appellants and appellee.

And it is further ordered that this cause be, and the same is hereby, remanded to the Circuit Court of the United States for the Eastern District of Louisiana.

per Mr. Justice Bradley.

Leon Hennequin and Duncan McDougal, Survivors vs.

252. vs. Plffs. in Error

Henry Clews and Theodore S. Fowler.

Dm Error to the Superior Court of the City of New York.

This cause came on to be heard on the transcript of the record from the Superior Court of the City of New York.

being possessed of the record and proceedings upon a remittitur from the Court of Appeals of the State of New York, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Court of Appeals and of the said Superior Court in this cause be, and the same is hereby, affirmed with costs.

Per Mr. Justice Bradley.

No. William S. Williams and David Thompson, partners as Williams & Thomson and William S. Williams, individually & as Trustee, vs. Edwin D. Morgan Jr., Solon Humphreys, John T. Terry & Henry Day, Executors of Edwin D. Morgan, deceased, and James A. Raynor, individually and as Trustees and receivers - et al. Appellants

Appeal from the Circuit Court of the United States for the District of Louisiana.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Louisiana, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed as to the allowance made to Edwin D. Morgan and James A. Taynor, as trustees and receivers, as described in the record: And that this cause be and the same is hereby remanded to the Circuit Court of the United States for the Eastern District of Louisiana with directions to enter a decree allowing the said trustees and receivers jointly for their services and compensation as such trustees and receivers, independently of the salary allowed and paid to the said James A. Taynor as manager and superintendent, the gross sum of seventy five thousand dollars instead of the allowance made by the decree appealed from.

is further ordered that the remainder of the said decree be affirmed; And that each party pay their own costs on this appeal, except the cost of printing the record, which is to be equally divided between the appellants and appellees.

per Mr. Justice Bradley.

George Hagar vs. Reclamation District No. 108. Appellant

Appeal from the Circuit Court of the United States for the District of California.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of California, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Field.

Monday, May 5th 1884, continued

George Hagar		Appeal from the
274	vs. Appellant	Circuit Court of
Reclamation Dis.		the United States
Dist No 108.		for the District of
		California.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of California and was argued by counsel. On consideration whereof, it is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, & the same is hereby, affirmed with costs.

per Mr. Justice Field.

The State of Louisiana Ex relatione:		In Error
Michael O'Brien & William Priestley		to the Su.
Johnson, testamentary executors of		preme
Will Steven, deceased, Assignee of		Court of
Thomas W. Nelson		the State
370.	vs. Plaintiffs in Error	of Louis.
The Police Jury of the Parish of		iana.
St. Martin, in the State of Louis.		

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Louisiana, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Supreme Court with directions to affirm the judgment of the third judicial district court awarding the mandamus prayed.

per Mr. Justice Field.

Jane B. Nitz
254. vs. Appellant
The National Metropolitan Bank.

Ordered by the Court that the opinion filed in this cause on the 31st of March ultimo, be, and the same is hereby withdrawn, and that the revised opinion filed this day be substituted therefor.

per Mr. Justice Miller

309 No. 1. Thomas Cottman Collector of Customs of the Port of New Orleans vs. Elizabeth Lutcher &c. Consolidation of Four Suits dismissed.

For Error to the Circuit Court of the United States for the Eastern District of Louisiana.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Louisiana and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit Court in this cause be, and the same is hereby, affirmed with costs & interest, until paid, at the same rate per annum that similar judgments bear in the Courts of the State of Louisiana.

-from Mr. Justice Miller.

Monday, May 5th 1884, continued.

The Factors & Traders Insurance Company vs. Plff. in Error Widow Mary Murphy et al

In Error to the Supreme Court of the State of Louisiana

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Louisiana and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Supreme Court with instructions to proceed therein in conformity with the opinion of this Court

per Mr. Justice Miller.

	The Butchers Union Slaughter House & Live Stock Landing Company	Appeal from the Circuit Court of the United States for the East Division of Louisiana
627	vs.	
	The Crescent City Live Stock Landing & Slaughter House Company.	

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Louisiana and was argued by counsel. On consideration whereof It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby, reversed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court with directions to dismiss the bill.

per Mr. Justice Miller.

	Ex parte: In the matter of John Johnson	Petition for Writs of Habeas Corpus and Certiorari.
18.	Original — Petitioner	

On consideration of the petition for writs of habeas corpus and certiorari, It is now here ordered by the Court that said petition be, and the same is hereby, denied.

per Mr. Chief Justice Waite.

Ex parte: In the matter of John Kitz — Petition for a writ of certiorari.

12. Original — Petitioner

On consideration of the petition for a writ of certiorari, the return to the rule to show cause issued herein and of the argument of counsel thereupon had as well in support of as against the same, It is now here ordered by the Court that the said petition be, and the same is hereby, denied.

per Mr. Chief Justice Waite.

The City & County of San Francisco &c. vs. Jane Scott. — In Error to the Supreme Court of the State of California.

215. Plffs. in Error

This cause came on to be heard on

the transcript of the record from the Supreme Court of the State of California & was argued by counsel. On consideration whereof, It is now here ordered & adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

per Mr. Chief Justice Waite.

Nancy A. Edrington, individually and as Executrix of James H. Edrington, deceased, Appellant
vs.
J. W. Jefferson et ux.

Appeal from the District Court of the United States for the Eastern District of Arkansas.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of Arkansas and was argued by counsel. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the

said District Court in this cause be and the same is hereby reversed with costs; And that this cause be, and the same is hereby remanded to the said District Court with directions to remand the cause to the State Court from which it was improperly removed.

Per Mr. Chief Justice Waite.

Thomas Greenhood, Fortunat Bohm, Richard O. Hickman and Lee M. Bohm, partners doing business as Greenhood, Bohm & Company and J. B. Warfield, Sheriff.

vs.

William F. Kendall

In Error to the Supreme Court of the Territory of Montana

314. Mfds. in Error

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of Montana, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this

Court be closed for the term of hearing appeals
until noon.

per Mr Chief Justice Marshall.

James M. Austin, Jr. et al. Appeal from
vs. the District
Eastern Lumber Company. Court of the
United States
for the Dist
of West Virginia
Error to the Circuit Court of the United States for the Eastern District of West Virginia.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the Eastern District of West Virginia, and was argued by counsel. On consideration whereof, it is ordered and adjudged by this Court that the decree of the said District Court in this cause be, and the same is hereby, affirmed with costs.

per Mr Chief Justice Marshall.

John A. Burnham & Ed James S. Clarke Trustee Appellants
vs. Appeal from the Circuit Court of the United States for the District of Iowa.
E. H. Bowen.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Iowa, and was argued by counsel.

On consideration whereof, It is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby affirmed with costs and interest, until paid, at the same rate per annum that similar decrees bear in the Courts of the State of Iowa; and that this cause be, and the same is hereby remanded to the Circuit Court of the United States for the Southern District of Iowa.

per Mr. Chief Justice Waite.

Monday, May 5th, 1884.

John Henry Hilton, Admr.		Appeal
Estate &c. of William Schlatt,		from the Su-
deceased, Mary Margaret		preme Court
Schlatt et al.		of the District
337. vs.		of Columbia
William E. Clark		

This cause came on to be heard on the transcript of the record from the Supreme Court of the District of Columbia, and was argued by counsel. On consideration whereof, It is now here ordered, and judged and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs

per Mr. Chief Justice Waite

The United States ex rel:		On Appeal
Stephen U. White		from the Supreme
1266. vs.	Wm. Evans	Court of the
John H. Knox, Comptr.		District of
Treasr of the Currency.		Columbia

This cause came on to be heard on the transcript of the record from the Supreme

Monday, May 5th 1884 In the Supreme Court.

Court of the District of Columbia and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs; And it is further ordered that this judgment be entered nunc pro tunc as of the tenth day of April, 1884.

Mr. Chief Justice Waite.

The St. Paul, Minneapolis & Manitoba Railway Company vs. David Burton.	In Error to the Circuit Court of the United States for the District of Minnesota.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Minnesota, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Circuit

Monday May 5th 1856 Continued

Counsel on both sides to argue the cause on
Monday afternoon next.

Mon. Mr. Chief Justice Waite

No. 1 Error to the Circuit Court of the United States for the Eastern District of Missouri

Henry Blank, Plaintiff
in Error

vs.

Jesse H. Wilson, Defendant

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Missouri, and was argued by counsel. On consideration whereof, it is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be, and the same is hereby reversed and set aside, and this cause is remanded to the said Circuit Court with directions to

modify the decree as originally entered by inserting the amount ascertained to be due on the principle of accounting as indicated in the opinion of this Court, and for further proceedings according to law. Costs in this court to be paid by the appellees.

Per Mr. Chief Justice Waite.

No. 116. Alfred Berry, Appellant vs. B. F. Green.

" 117. Judson C. Burns " " " "

" 118. John S. Burhans " " " "

" 119. John Marsh " " " "

" 120. Charles E. Dunham " " " "

" 121. Geo. F. French " " " "

" 122. William Hale " " " "

" 123. James J. Pierson " " " "

" 124. John H. Schenck " " " "

" 125. Augustus Vandeventer " " " "

On consideration of the motion to dismiss in these cases and of the argument of counsel thereupon had, as well in support of as against the same, It is now here ordered by the Court that said motion be, and the same is hereby, denied.

Monday, May 1st 1905, continued.

	William A. Farrington	Writ of Error to
	Thomas Donnelson and	the Supreme
	George A. Mapes	Court of the
1265	vs. Office in Error	Territory of
	Emmerich O. Hatton	Washington.

This cause came on to be heard on the transcript of the record from the Supreme Court of the Territory of Washington, and on the motion to dismiss or affirm which was argued by counsel. On consideration whereof, it is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed for the want of jurisdiction.

Per Mr. Chief Justice White.

	Moore Brand et al.	On consideration
1087	vs. Office in Error	of Counsel to
	Sally M. Wood	dismiss or af-
		firm on the rec-

and of the argument of counsel thereupon had as to such motion to dismiss or affirm the same, It is now here ordered by the

Court that the said motion be, and the same is hereby, denied.

Per Mr Chief Justice Waite.

Myers & Levi et al. vs. Pltf. in Error
David Gloet
"
Myers & Levi et al. vs. Pltfs. in Error
dismissed.

In consideration of the motions to dismiss in these cases and of the argument of counsel thereupon had as well in behalf of the plaintiff in error, it was ordered by the Court that said motions be, and the same are hereby, denied.

Per Mr. Chief Justice Waite.

The New Orleans, Mobile & Texas Railroad Company vs. Pltf. in Error
The State of Mississippi Ex rel: The District Attorney

On consideration of the motion to advance these cases, It is ordered by the

Benjamin Butterworth
Commissioner of Patents
1282. vs. Pltf. in Error
The United States Ex
rel: E. H. Hoe et al.

vs.

The United States
1286. vs. Appellant
Charles A. Horton.

Court that said motions be, and the same are hereby granted and the cases are assigned for argument in the order of their numbers on the second day of the October Term 1889 after the cases heretofore assigned for that day.

per Mr. Chief Justice Waite

Thomas F. McManus
1170. vs. Appellant
Mildred Standish et al.

On consideration of the motion to rescind and annul the decree docketing and dismissing this cause and for leave to docket the same, It is ordered by the Court that said motion be, and the same is hereby, denied.

per Mr. Chief Justice Waite.

Monday, May 3rd 1886 Continued.

Thomas E. Hulett,
Plaintiff in error,
vs.
Sol. Sheldon
The Union Pacific
Railroad Company et al.
Defendants in error.

Cause coming on for hearing on motion of the defendants in error to dismiss the cause for the reasons appearing in the motion and the record herein, and the Court being fully advised in the premises, it is ordered by the Court that said motion be and the same is hereby sustained.

Per Mr. Chief Justice Waite.

The Mississippi & Missouri
Railroad Company
vs.
Mary E. O'Brien et al
John J. O'Brien
et al

On consideration of the motion of the defendants in error to dismiss the writ of error herein, and the plaintiff in error not having given a new bond in this cause, it is ordered by the Court that the supersedeas in this cause be vacated unless the plaintiff in error within sixty days from the entry hereof, file with the Clerk of this Court a new bond conditioned according to law for a stay of execution, approved as sufficient

Security by the Clerk of the Court
and before any Justice of the Supreme
Court or the Circuit Judge of the 5th
Circuit.

Ordered by the Court.

John L. Williams et al
Trustees &c
vs. Appellants
John M. Thompson
Treasurer

On consideration
of the motion
upon the Record
and upon the
Brief of counsel
for the appellants
It is ordered by
the Court that a mandate issue for
forthwith and return in due time.

Ordered by the Court.

John L. Williams et al,
Trustees of the Pleasant
Grove Methodist Episcopal Church
vs. Appellants
John M. Thompson,
Treasurer.

On consideration
of the motion
filed by counsel
and counsel
for appellee. It
is ordered by
the Court that
said motion be

over the same is hereby denied.

The Broadstreet Company
vs. Plff. in Error
Forrester H. Higgins

On consideration of the motion to vacate the submission on the cause, It is ordered by the Court that said motion be, and the same is hereby denied.

per Mr. Chief Justice Waite.

Jose Chirreoeehea
vs. Plff. in Error
Amos S. Bangs.

On consideration of the motion to vacate the judgment entered in this cause on January 21st 1884, and to set aside the submission of the case under the 20th rule, it is ordered by the Court that said motion be, and the same is hereby, granted on condition that the plaintiff in error pays the costs of the present term, including the costs of printing the record, within sixty days from the entry hereof.

per Mr. Chief Justice Waite.

1250. Mary M. Morrison et al.
vs. Appellants
Martha S. Withers et al.

On considera. tion of the mo. tion is reserved

Saturday, May 3rd 1879. Continued

Court Present: The Honorable Chief Justice Hewitt presiding. The minutes of the last session were read and approved.

The following motions were severally made by the counsel first named therein, and the same were severally granted, upon proof of service of notice.

Ex parte Petition of Hewitt

Constance L. Warfield and Vincent M. Warfield, Executors etc. vs. The Alabama Great Southern Railway.

1883. On motion of the counsel for the petitioners to modify the Injunction of this Court in this cause,

It is ordered by the Court that said motion be, and the same is hereby, denied.

Ex parte Chief Justice Hewitt

Oscar F. Butterfield vs. Andrew J. Butterfield et al. of Oct. T. 1879 vs. Affidavits Mary A. Smith, Executrix of Julius L. Mastin, deceased.

On motion of the petitioners by the attorneys of the Court for an attachment

against F. G. Hentig and J. B. Sweet, of Topeka, Kansas, the sureties on the bond to secure the Clerk's fees in this cause, and it appearing to the Court that a copy of the bill of fees due the Clerk has been served on said sureties, and that the same has not been paid, It is now here ordered by the Court that an attachment issue against said sureties to compel payment of said fees, pursuant to Section 6, rule 70.

In re Mo. Chief Justice Writ.

Order.

The Reporter having represented that owing to the number of decisions at the term it will be impracticable to put the reports in two volumes, It is, therefore, now here ordered that he publish an additional volume in this year.

Order

Ordered that section 3 of rule 32 be amended so as to read as follows.

3. All such cases will be advanced on motion. The motion may be made ex parte. If granted, the party on whose

motion the case shall have been advanced may have the case submitted on printed briefs, on receiving such a copy of the brief on the adverse party. A motion of exhibition to defendant, such as is required by law is to be given when motion to dismiss writ of error shall be made.

	The State Treasurer	In Error to the
532	vs.	Supreme Court of
	Francis A. Key	the State of Ohio

This cause coming on to be heard on the transcript of the record from the Supreme Court of the State of Ohio and on the motion of the Assistant Attorney General, Harvey of Counsel for the Plaintiff in error. It is now here ordered by the Court that the writ of error in this cause be and the same is hereby dismissed with costs.

Per the Chief Justice Taney

The Union Pacific Railway Company vs. The City of Kansas.

On motion of Mr. W. Hallett Phillips. Ordered by the Court that this cause &c. and the same is hereby advanced, pursuant to the 32nd rule.

1210. Herman Huller vs. Joseph Henry, Gottlieb Bauth, G. F. Mallett, Wm R. Cooper, Benjamin Shurtleff, George H. Goodman, H. H. Knapp, Timothy T. Mount, Gabriel McDonough, E. Biggs & The Presbyterian Church of Napa.

Appellant

Mr. G. F. Mitchell, in behalf of Mr. Barclay Henley, of counsel for the appellees, having filed in open Court the following certificate, to wit:

Circuit Court of the United States
For the District of California.

I, L. S. B. Sawyer, Clerk of the Circuit Court of the United States for the District of California, do hereby certify that

Monday May 5th 1902 continued

in a certain cause pending in said Court wherein Norman Mutter was complainant and Joseph Henry Gottlob Buck & Nathan Wm. Wilcox Cooper Benjamin Davis George H. Eastman & N Small Timothy A. Hurst Clarence H. Kavanaugh & Co were and the Bostyn Lumber Co of Oregon were defendants a final decree was entered by the said Circuit Court on the first day of September A.D. 1899, in favor of the said defendants and against the said complainant, and that on the 5th day of September A.D. 1899 said complainant prayed an appeal to the Supreme Court of the United States which was allowed

In Testimony whereof I have hereunto subscribed my name and affixed the seal of said Circuit Court at said Evanston this 5th day of March A.D. 1902.

C. H. W. Stevens

Clerk.

and it being stated that the appellant had altogether failed to file the record of this cause in this Court as by law

motion to dismiss this appeal entered in this Court, in pursuance of the 6th rule, to have this appeal docketed and dismissed. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that this appeal from the Circuit Court of the United States for the District of California be, and the same is hereby, docketed and dismissed with costs; And that this cause be, and the same is hereby, remanded to the said Circuit Court to be proceeded in according to law and justice.

Per. Mr. Chief Justice Waite.

Mary F. Wheeler
vs. Appellant
John Jay Knox, Commissioner of the Freedmans Savings & Trust Company et al.

Mr. Enoch Totten, of counsel for the appellees, having filed in open Court the following certificate, to wit:

Supreme Court of the District of Columbia.

I, S. S. Meigs, Clerk of the Supreme Court of the District of Columbia, do hereby

certify that on a motion made before
said Court wherein Lithia Thomas
was complainant and the Pontchartrain
Railroad Company Robert J.
Crawford, Edward Curtis & A. D. Crapster
Commissioners of the Pontchartrain Rail Road
and Canal Company, Mary A. Thomas
William H. Ward Jr. and John Ray
Esqrs. Commissioners of the Pontchartrain
Railroad and Canal Company were defendants
etc. On Equity &c. Where a final decree
was rendered by said Supreme Court on
the 19th day of February A. D. 1855, in favor
of said Pontchartrain Railroad and Canal
Company, Robert J. Crawford, Edward
Curtis & A. D. Crapster Commissioners
and John Ray Esqr. Commissioners &c.
against the said Mary A. Thomas and
that on the 18th day of February A. D. 1856
said defendant Mary A. Thomas prayed an
appeal to the Supreme Court of the United
States which was duly allowed and a
citation was issued on the 20th day of Feb
ruary A. D. 1856, which was returned
on the same day as issued on which

Bay Area Commissioner of the Freedmans Savings & Trust Company.

In testimony whereof I have unto subscribe my name and affix the seal of said Supreme Court this 23rd day of April A.D. 1884.

(Seal)

R. J. Meigs.
Clerk, Supreme Court D.C.
By R. J. Meigs Jr., Asst.

and having stated that the appellant had altogether failed to file the record of said cause in this Court or in any way to prosecute said appeal, moved the Court, in pursuance of the 9th rule, to have this appeal docketed and dismissed. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that this appeal from the Supreme Court of the District of Columbia be, and the same is hereby, docketed and dismissed with costs; And that this cause be, and the same is hereby, remanded to the said Supreme Court to be proceeded in according to law and justice.

per Mr. Chief Justice Waite.

Monday, May 5th 1884, continued

The United States
1292 vs. Appellant
Irvington T. Belknap.

Mr. Sawyer Shirley
of counsel for the ap-
pellee, having filed
in open Court his

following certificate, to wit:

In the Court of Claims

Dec. Term 1882.

Irvington T. Belknap
vs.
The United States } No. 13,352.

From the judgment rendered in the above entitled cause on the 19th day of March A.D. 1883 in favor of the claimant the defendants by their Attorney General on the 11th day of June 1883, made application for and gave notice of an appeal to the Supreme Court of the United States.

Thomas Simons
Assistant Attorney General

At Chambers.

Allowed

W. D. Drake
Chief Justice

Filed June 11th 1883.

A true transcript of record

Test: This 5th day of May 1884.

(Seal) John Randolph

Asst. Clk. Ct. of Claims.

and having stated that the appellant had altogether failed to file the record of said cause in this Court or in any way to prosecute said appeal, moved the Court, in pursuance of the 9th rule, to have this appeal docketed and dismissed. On consideration whereof, It is now here ordered & adjudged by this Court that this appeal from the Court of Claims be, and the same is hereby docketed and dismissed; And that this cause be, and the same is hereby, remanded to the said Court of Claims to be proceeded in according to law and justice.

per Mr. Chief Justice Waite.

The United States vs. Isaiah Lightner — Appellant

1293. Mr. Harvey Spalding of counsel for the appellee, having filed in open Court the following certificate, to wit:

C.

"In the Court of Claims
Dec. Term 1882.

Isaiah Lightner
vs.
The United States
} No. 13,355.

From the judgment rendered in the above entitled cause on the 9th day of March A.D. 1883, in favor of the claimant the defendants by their Attorney General on the 11th day of June 1883 make application for, and give notice of, an appeal to the Supreme Court of the United States.

Thomas Simons
Assistant Attorney General.

In Chambers
Allowed.
C. D. Drake
Chief Justice

Filed June 11, 1883

A true transcript of record
Test: This 5th day of May, 1884
John Randolph
Asst. Clk. Ct. of Claims."

and having duly that the appellant

had altogether failed to file the record of said cause in this Court or in any way to prosecute said appeal, moved the Court, in pursuance of the 9th rule, to have this appeal docketed and dismissed. On consideration whereof, It is now here ordered and adjudged by this Court that this appeal from the Court of Claims be, and the same is hereby, docketed and dismissed; And that this cause be, and the same is hereby, remanded to the said Court of Claims to be proceeded in according to law and justice.

Per Mr. Chief Justice Waite.

Thomas Richeson, Trustee for Mary M. Barclay, Mary M. Barclay and D. R. Barclay, her husband vs. The City of St. Louis. Pltfs. in Error

Mr. Fillmore Beall, of counsel for the defendant in error, having filed in open Court the following certificate, to wit:

Supreme Court of the State of Missouri.

I, Henry W. Ewing, Clerk of the

Supreme Court of the State of Missouri, do hereby certify that in a certain cause lately pending in said Court wherein Evan or Watkins, trustee for Mary A. Barclay, Mary A. Barclay and D.A. Barclay her husband, were appellants, and the City of St. Louis was respondent a final judgment was rendered by said Supreme Court on the 18th day of December A.D. 1882, in favor of said respondent and against said appellants. And that on the 20th day of March, A.D. 1883, said appellants sued out a writ of error to said Supreme Court directed to remove said cause to the Supreme Court of the United States which was duly allowed.

In testimony whereof I hereunto subscribe my name and affix the seal of said Supreme Court at the City of Jefferson, this 17th day of March, A.D. 1884.

(Seal)

Henry W. Ewing
Clerk Supreme Court of the
State of Missouri.

and having stated that the plaintiffs in error had altogether failed to file the record of said cause in this Court, or in any way to prosecute said writ of error moved the Court, in pursuance of the 9th. rule, to have this writ of error docketed and dismissed. On consideration whereof, It is now here ordered and adjudged by this Court that the writ of error in this cause to The Supreme Court of the State of Missouri be, and the same is hereby, docketed and dismissed with costs; And that this cause be, and the same is hereby, remanded to the said Supreme Court to be proceeded in according to law and justice.

Ver. Mr. Justice Wait.

George Crompton
Lucius S. Knowles 2nd
Francis B. Knowles
vs. Appellant
Appeal from the Circuit Court of the United States for the District of Massachusetts.

Hilt.

This cause came on to be heard on

The transcript of the record from the Circuit Court of the United States for the District of Massachusetts, and on the authority of counsel for the appellant on file and motion of Mr Fillmore Beale, in behalf of counsel for the appellant. It is now here ordered, adjudged and decreed by this Court that the appeal be and the same is hereby, dismissed with cost.

Per Mr Chief Justice Taney.

Mary Crompton
vs. Appellant
Edward G. Knowles

Appeal from the Circuit Court of the United States for the District of Massachusetts.

This cause came on to be heard on the Transcript of the record from the Circuit Court of the United States for the District of Massachusetts, and on the authority of counsel for the appellant on file and motion of Mr Fillmore Beale on behalf of counsel for the appellant. It is now here ordered, adjudged and decreed by

this Court that this appeal be, and the same is hereby, dismissed with costs.

per Mr. Chief Justice Waite.

No. 140. The Missouri Furnace Company, Plff. in Error vs. Hannah N. Cochran Executrix of John M. Cochran, deceased. In Error to the Circuit Court of the United States for the Western District of Pennsylvania.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Pennsylvania, and on the authority of counsel for the plaintiff in error on file and motion of Mr. Fillmore Beall, in behalf of counsel for the plaintiff in error, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed with costs.

per Mr. Chief Justice Waite.

Monday, May 5th 1884. Continued

	Walter H. Lowell	Error to the Su-
360	vs.	preme Court of the
	Samuel Orburn.	State of Michigan

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Michigan and on the stipulation of counsel on file that on motion of Mr. Wm G. McMurray. It is now here ordered and adjudged by this Court that the writ of error in this cause be, & the same is hereby dismissed with costs.

per Mr. Chief Justice Waite

	The New York Fire	Appeal from the
	& Marine Insurance	Circuit Court of
361	vs.	the United States
	Jacob Hoffman	for the Southern
		District of New

York.

This cause came on to be heard on the Transcript of the record from the Circuit Court of the United States for the Southern District of New York, and on

the stipulation of counsel on file and motion of Mr. W. A. McKenney, in behalf of counsel, It is now here ordered, adjudged and decreed by this Court that this appeal be, and the same is hereby, dismissed. Clerk's costs to be paid by appellant.

per Mr. Chief Justice Waite.

Peter Schreiber
vs. Appellant
Walter B. Roberts, in his own right & as Administrator de bonis non cum testamento annexo of Edward A. L. Roberts, deceased.

Appeal from the Circuit Court of the United States for the Western District of Pennsylvania.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Pennsylvania, and on the authority of counsel for the appellant on file, and motion of Mr. Wm. A. McKenney, in behalf of counsel for

Monday, May 6th 1811, continued.

the appellant. It is now here ordered, adjudged and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

from the Circuit Court of Hardy.

- Order -

It is now here ordered by this Court that all the writs on the docket and also that which all the other business of the term not disposed of by this Court be, and the same is hereby, continued to the next term of this Court.

Proclamation being made this Court is adjourned to the time and place appointed by law.

Reports
of
Decisions
of the
Supreme Court
of the
United States
October Term
1832

Monday, October 13th 1884.

At the Capitol of the United States, in the City of Washington and District of Columbia, being the present seat of the National Government of the United States, on the second Monday of October (being the thirteenth day of the same month) in the year of our Lord one thousand eight hundred and eighty-four, and of the Independence of the United States the one hundred and ninth, the Supreme Court of the United States met agreeably to law.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford

John G. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is
adjourned.

On motion first made to the Court on
this behalf by the Solicitor General Bailey
it is ordered that A. C. Walter Esquire
of Baltimore, State of Maryland, be ad-
mitted to practice as an attorney and
counsellor of this Court and he was
sworn accordingly.

On motion first made to the Court
on this behalf by Mr S. S. McGowan
it is ordered that W. H. Neely, Esquire,
of Marquette, State of Michigan be ad-
mitted to practice as an attorney and
counsellor of this Court and he was
sworn accordingly.

On motion first made to the Court on
this behalf by Mr S. W. Haigney it is or-
dered that Nathaniel Brown, Esquire of
Niles, State of Michigan, be admitted to
practice as an attorney and counsellor
of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Hubley Ashton it is ordered that John Dane Jr. Esquire, of New York City be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. D. W. Douglass it is ordered that W. J. Moberly, Esquire, of Harrodsburg, State of Kentucky, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

The Chief Justice announced that the Court would commence the call of the docket tomorrow, pursuant to the 26th rule.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, October 14th 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford
John G. Hinkley, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Solicitor General Phillips it is ordered that James A. Hovey, Esquire of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. John M^c Donald it is ordered that A. C. Brown, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George C. Tripp it is ordered that H. H. Bliss, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. J. Hubley Ashton it is ordered that Simon G. Schaetzel, Esquire, of San Francisco, State of California, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. C. Claughton it is

ordered that Evans Whitehead Esquire of Waco, State of Texas, be admitted to practice as an attorney and counsellor of this Court and be duly sworn accordingly.

On motion filed made to the Court in this behalf by Mr Reuben C Dunn it is ordered that Alexander H^r Gray Esquire of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and be duly sworn accordingly.

On motion filed made to the Court in this behalf by Mr. A. Dunn Clarke it is ordered that A G Blanchard and George G. Morgan Esquires of Cincinnati and H. L. Hinsdale Esquire of Austin, State of Texas, be admitted to practice as attorneys and counsellors of this Court and duly sworn accordingly.

On motion first made to the Court in this behalf by Mr. John M^c Donald it is ordered that A. C. Brown, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. George A. King it is ordered that N. N. Bliss, Esquire, of Washington, District of Columbia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. F. Shirley Ashton it is ordered that Simon G. Eisheline, Esquire, of San Francisco, State of California, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. C. Broughton it is

ordered that Eugene Hilliard Esquire of Illinois State of Illinois be admitted to practice as an Attorney and Counsellor of this Court and he was duly sworn accordingly.

On motion first made to the Court in this behalf by the Honorable T. Campbell it is ordered that Alexander K. Craig Esquire of Chicago, State of Illinois, be admitted to practice as an Attorney and Counsellor of this Court and he was duly sworn accordingly.

On motion first made to the Court in this behalf by Mr. H. Dean Clarke it is ordered that A. G. Blanchard and George C. Morgan Esquires of Baltimore and N. C. Thurston Esquire of Austin, City of Texas be admitted to practice as Attorneys and Counsellors of this Court and they were sworn accordingly.

276. The United States vs. Plff. in Error
Alfred Duperrier, David Hayes, William Robertson Austin Dupuy, Jean Jaques Mistral, and Richard T. Eastin

In Error to the Circuit Court of the United States for the Eastern District of Louisiana

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Louisiana, and on motion of Mr. Solicitor General Phillips, of counsel for the plaintiff in error, It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed.

per Mr. Chief Justice Waite.

277. The United States vs. Plff. in Error
William R. Whitaker, George F. Brott, Charles A. Weed & John S. Whitaker.

In Error to the Circuit Court of the United States for the Eastern District of Louisiana.

Tuesday, October 16th 1883 continued.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Louisiana and on motion of Mr. Solicitor General Phillips, of counsel for the plaintiff in error, It is now here ordered and adjudged by this Court that the writ of error in this cause be and the same is hereby dismissed

per Mr. Chief Justice Waite.

The New Orleans Water Works Company. vs. Robert H. Rivers

Appellant

On motion of Mr. W. L. Royall

and Ord. Thereupon, leave is hereby

883.

granted him to file a printed brief on behalf of the Louisiana Sugar Refinery Company in this cause.

Ex parte: In the matter of William L. Royall Petitioner.

Mr. W. L. Royall submitted to the consid. eration of the

Court a motion for leave to file a petition for a writ of certiorari.

Ex parte: In the matter of William L. Royall Petitioner — Mr. W. L. Royall submitted to the consideration of the Court a motion for leave to file a petition for a writ of habeas corpus.

Ex parte: In the matter of J. Temple Grouch Petitioner. — Mr. W. L. Royall submitted to the consideration of the Court a motion for leave to file a petition for a writ of habeas corpus.

905. P. J. Moore, Plff. in Error vs. Sam'l. C. Greenhow Treas
941. J. Adair Pleasants Jr. Plff. vs. . . . .
589. Wm L. White, Plff. in Error, vs. . . .
590. Samuel S. Carter, Plff. in Error, vs. . . .
588. Thomas Poindexter, Plff. in Error, vs. . . . .

Mr. W. L. Royall, of counsel, filed and submitted to the consideration of the Court motion

	The Texas & Pacific Railway Co.	
110.	vs. Plff. in Error	Mr. W. Hallett Phillips, of counsel
	A. J. McAllister	for the defendants
	The Texas & Pacific	in error, filed and
	Railway Co.	submitted to the
497.	vs. Plff. in Error	consideration of
	Laura Kirk	the Court a mo
	&c.	tion to advance
	The Texas & Pacific	these cases.
	Railway Co.	
824.	vs. Plff. in Error	
	James Murphy	
	John Foster, County	This case was
	Attorney &c.	argued on the
1056.	vs. Plff. in Error	rule to show
	The State of Kansas ex rel:	cause by Mr.
	W. A. Johnston, Atty. Gen'l.	W. Hallett Phillips, of counsel

for the plaintiff in error, and by Mr. A. J. Williams of counsel for the defendant in error.

John Foster, County Attorney &c. vs. Plff. in Error
1058. The State of Kansas ex rel: W. A. Johnston, Atty. Gen'l. } The motion to dismiss in this case was submitted to the consideration of the Court on printed arguments by Mr. A. L. Williams, in support of the same, and by Mr. W. Hallett Phillips in opposition thereto.

Hellman & Crook et al. vs. Appellants
111. The Indianapolis, Cincinnati & Lafayette Railroad Co. et al. } On motion of Mr. N. W. Garnett, of counsel for the appellants; ordered by the Court that this cause be, and the same is hereby, continued until the next term, per stipulation of counsel.

Charles E. Hess vs. Plff. in Error
1114. William Taynor &c. vs. Administrator &c. } Mr. E. M. Marble, of counsel for the defendant in error, filed and submitted to the

consideration of the Court motion to advance this cause pursuant to 32d rule.

Edward Reilly
1037. vs. Plff. in Error
Louis Zechendorf et al. — Mr. C. M. Mar
ble, of counsel for the defend
ants in error,

filed and submitted to the consideration of the Court motion to advance this cause, pursuant to the 32d rule.

William M. Wilson
762. vs. Plff. in Error
Ann Maria Dean — Mr. F. W. Hackett, in behalf of coun
sel, suggested the death of William M. Wilson, the plaintiff in error in this cause, and moved the Court to make William Milne, Executor of William M. Wilson, deceased, the party plaintiff in error in this cause. Whereupon, It is or
dered by the Court that William Milne, Executor of William M. Wilson, deceased, be, and he is hereby, made the party plain
tiff in error in this cause.

Samuel A. Peugh
756. vs. Appellant
Henry S. Davis

Mr. H. E. Davis, of counsel for the appellee, filed and submitted to the consideration of the Court a motion to dismiss this cause.

L. R. Tucker et als.
214. vs. Plffs. in Error
Frank Masser

Mr. L. C. Rockwell, of counsel for the plaintiffs in error, suggested the death of Frank Masser, the defendant in error in this cause, and moved the Court to make Clara Masser, widow, and Elisha Masser and Archie Reed Masser, heirs at law of Frank Masser, deceased, the parties defendants in error in this cause, per stipulation of counsel. Whereupon, It is ordered by the Court that Clara Masser, widow, and Elisha Masser and Archie Reed Masser, heirs at law, of Frank Masser, deceased, be, and they are hereby, made the parties defendants in error in this case.

703.	Jose Aurrecoechea vs. Amos S. Bangs	Plff. in Error Mr. A. Chester, of counsel for the defendant in error, suggested the death of Amos S. Bangs, the defendant in error in this cause, and moved the Court to make Joseph L. Bangs, Administrator of Amos S. Bangs, deceased, the party defendant in error in this cause. Whereupon, it is ordered by the Court that Joseph L. Bangs, Administrator of Amos S. Bangs, deceased, be, and he is hereby, made the party defendant in error in this cause.
813.	The United States vs. David Waddell et al.	Plaintiff This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Solicitor General Phillips, of counsel for the plaintiff, and by Mr. Joseph H. Mar- tin, of counsel for the defendants.

Tuesday, October 14th 1884, continued.

The Great Western Insurance Co.
vs. Appellant
The United States

This cause was argued by Mr. C. F. Willard, of counsel for the appellant, and by Mr. Solicitor General Phillips, of counsel for the appellee.

John P. Paulison, Receiver vs.
836. vs. Appellant
The United States

The argument of this case was commenced by Mr. John Mc Donald, of counsel for the appellant.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Wednesday, October 15th 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford

John F. Hagner, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Walter H. Smith it is ordered that T. M. Stuart, Esquire, of Charlton City of Iowa, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Ephraim Banning, it is ordered that Henry H. Matthews, Esquire, of Chicago, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C. J. Hillyer it is ordered that George A. Anderson, Esquire, of Quincy, State of Illinois, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Henry Fairfax Williams, Moses Rosenbaum, Henry Voorman, George Schultz, Roswell Percival Clement Andrew Anderson Louderback, Alvinza Hayward, Anson Parsons Hotaling, Lot Livingston, John Nelson Risdon

vs. Plffs. in Error

In Error to the Circuit Court of the United States for the District of California.

3.

This cause came on to be heard on the transcript of the record from the District Court of the United States for the District of California, and on the Statement of counsel for the plaintiffs in error on file and motion of Mr Solicitor General Phillips, of counsel for the defendant in error. It is now here ordered and adjudged by this Court that the writ of error in this cause be, and the same is hereby, dismissed.

Per Mr. Chief Justice Waite

841. The United States vs. Charles Morton

Appellant

On motion of W. L. G. Morton, of counsel for the appellee, leave is hereby granted to withdraw from the files the papers filed in this case by Charles Morton and W. F. Moberly.

841. The United States vs. Charles Morton

Appellant

This cause was submitted to the consideration of the Court on the record

and printed arguments by Mr. Solicitor General Phillips, of counsel for the appellant, and by Mr. S. S. Henkle and Mr. W. J. Moberly, of counsel for the appellee.

The Louisville & Nashville Railroad Company. vs. Charles W. Ide. — Pltff. in Error — Mr. James Saunders, in behalf of counsel for the plaintiff

856.

in error, filed and submitted to the consideration of the Court motion to advance this cause pursuant to the 32d rule.

The Board of Supervisors of Escambia County et al. vs. J. Brogden & Co. a firm composed of Reuben P. Main, Washington L. DeBuse, Jesse J. Brown, John S. McDonald, Morris McDonald, Mary A. Tapsley, Wm. L. Coulbertson & Dillard Ricketts. — Pltffs. in Error, — Mr. W. Hallett Phillips, in behalf of counsel for the defendants in error, suggested the death of Joshua Bragdon Mary A. Tapsley, John S. McDonald and Dillard Ricketts, late members of the firm of

37.

J. Bragton v. The defendant's in error on their order.

836. John P. Poudison, Receiver &c. vs. The United States — Appellant

The argument of this cause was continued by Mr. John A. M^cDonald of counsel for the appellant and Mr Solicitor General Phillips, of counsel for the appellee, and concluded by Mr John A. M^cDonald, of counsel for the appellant.

379. The New Orleans, Mobile & Texas R. R. Co. vs. The State of Mississippi ex rel: The District Attorney — Pltf in Error

This cause was argued by Mr Boyton F. Grant and Mr. Thomas D. Bayne of counsel for the plaintiff in error, and submitted on a printed argument by Mr. J. Z. George, of counsel for the defendant in error.

Benjamin Butterworth,
Commissioner of Patents
838. vs. Plff. in Error
The United States ex rels:
Richard M. Hoe et al.

The argument of this cause was commenced by Mr. Solicitor General Phillips, of counsel for the plaintiff in error, and continued by Mr. A. J. Willard, of counsel for the defendants in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Thursday October 16th 1828

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R Waite Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray Jr
Samuel Blatchford

John L. Findlay Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court on this behalf by Mr Solicitor General Phillips it is ordered that Charles Stewart Davidson, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. C.W. Hornor it is ordered that Richard M. Bruno, Esquire, of New York City, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. H.S. Brown it is ordered that Thomas N. Riordan, Esquire, of San Francisco, State of California, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. R.P. Ranney it is ordered that Jarvis M. Adams, Esquire, of Cleveland, State of Ohio, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

	Benjamin Butterworth	The argument
	Commissioner of Patents	of this case
138.	vs. Appellant	was continued
	The United States ex rel.	by Mr. C. D.
	Richard A. Hazel et al.	Hilliard, of
		counsel for the

defendants in error, and concluded by Mr. Andrew G. Bradley, of counsel for the plaintiff in error.

	Louis A. Mahn	This case was
1.	vs. Appellant	submitted to the
	N. Harwood & Sons.	consideration of
		the Court on the

record and printed arguments by Mr. Thomas H. Dennis, of counsel for the appellant, and by Mr. J. E. Hagerdon, of counsel for the appellees.

	E. Sherman Hall, trading	In Error to the
	under the firm name of	Circuit Court of
	Sherman Hall & Century	the United States
2.	vs. Appellant	for the Eastern
	The Pennsylvania Rail-	District of Penn
	road Company.	sylvania.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of Pennsylvania, and it appearing to the Court that this is the third term at which this case has been called for argument and that neither party is now prepared to argue the same, it is considered by the Court that this cause should be dismissed. Whereupon, It is now here ordered and adjudged by this Court that this cause be, and the same is hereby, dismissed with costs for the want of prosecution; And that this cause be, and the same is hereby, remanded to the said Circuit Court to be proceeded in according to law and justice.

Per Mr. Chief Justice Waite.

Nathaniel Wilson,
Administrator &c.
vs. Pltff. in Error
Josephine G. Arrier,
Administratrix &c.

This cause was argued by Mr. A. S. Worthington, of counsel for the plaintiff in error, and by Mr. H. E. Lewis, of counsel for the defendant in error.

Thursday October 15th 1874 continued.

David N. Moffat Jr. et al. Appellants
vs.
The United States

David N. Moffat Jr. Appellant
vs.
The United States

These causes were submitted to the consideration of the Court on the records and printed arguments by Mr. E. H. Pierrepont, of counsel for the appellants, and by Mr Assistant Attorney General Henry, of counsel for the appellee.

William F. Bryan et al
vs.
Ferdinand B. Bennett et al.

Appeal in Error

Ordered by the Court that this cause be, and the same is hereby, passed, and leave is given to the plaintiffs in error to withdraw the transcript of record for correction.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Friday, October 17th 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Horace Gray and
Samuel Blatchford

John C. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Charles F. Southmayd it is ordered that James Brett Perkins, Esquire, of Rochester, State of New York, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly. . . .

On motion first made to the Court in this behalf by Mr. F. Carroll Brewster it is ordered that Frederick Carroll Brewster Jr. be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. L. C. Cole it is ordered that James H. Ferguson, Esqu. of Charleston, West Virginia, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Chew Heong
1088. vs. Plff. in Error
The United States

Mr. Solicitor General Phillips, of counsel for the defendant in error, filed and submitted to the consideration of the Court a motion to advance this cause.

	The United States	Mr. Solicitor Gen.
918.	vs. Appellant	and Phillips, of
	James H. North	counsel for the
	and	appellant, filed
	The United States	and submitted
1000.	vs. Appellant	to the considera-
	William H. Emory	tion of the Court
		motion to ad-

vance these cases.

	Calvin Emory Stevens et al.	Mr. John
42.	vs. Appellants	J. Camp-
	The Memphis & Charleston	bell submit-
	Railroad Co., et al.	ted to the
	and	considera-
	Same. Appellants	tion of the
43 to 88 inclusive & No. 165.	vs.	Court a mo-
	Various Railroad Companies	tion to fix
		the time to

be allowed counsel in the argument of these cases.

	The City of Fort Scott	This cause was
916.	vs. Pltf. in Error	submitted to the
	Samuel L. Nielson.	consideration of

the Court pursuant to the 20th rule on the record and printed arguments by Mr. J. D. McClevertly, of counsel for the plaintiff in error, and by Mr. S. E. Brown, of counsel for the defendant in error.

8. Harriet Skidmore et al. vs. Plffs. in Error
The Pittsburgh, Cincinnati & St. Louis Railway Co.

This cause was argued by Mr. George Willard, of counsel for the plaintiffs in error, and submitted on a printed argument by Mr. E. Walker, of counsel for the defendant in error.

7. Alline P. Woodworth vs. Appellant
John J. Blair et al.

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. Henry Crawford, of counsel for the appellant and by Mr. E. Walker, of counsel for the appellees.

Thomas H. Oliphint		In Error to the
11. vs.	Def'd. in Error	Supreme Court
John Hartley		of the State of
		Arkansas.

This cause came on to be heard on the transcript of the record from the Supreme Court of the State of Arkansas, and it appearing to the Court that this is the second term at which this case has been called for argument and that neither party is now prepared to argue the same, it is considered by the Court that this cause should be dismissed at the cost of the plaintiff in error, pursuant to the 19th rule of this Court. Whereupon, It is now here ordered and adjudged by this Court that this cause be, and the same is hereby, dismissed with costs; And that this cause be, and the same is hereby, remanded to the said Supreme Court to be proceeded in according to law and justice.

Per Mr. Chief Justice Waite.

	Rufus Barringer, Samuel P. Alexander, James H. Carson, Julia B. Smith & W. B. Means	Appeal from the Circuit Court of the United States for the Southern District of Mississippi.
12.	vs. Appellants	
	The Vicksburg & Meridian Railroad Company, Charles W. Chandler, W. L. Shaffer, Daniel R. Cummins and The Girard National Bank.	

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Southern District of Mississippi, and it appearing to the Court that this is the second term at which this case has been called for argument and that neither party is now prepared to argue the same, it is considered by the Court that this cause should be dismissed at the cost of the appellants, pursuant to the 19th rule of this Court. Whereupon, It is now here ordered, adjudged and decreed by this Court that this cause be, and the same is hereby, dismissed with costs. And that

this cause be, and the same is hereby, remanded to the said Circuit Court to be proceeded in according to law and justice.

per Mr. Chief Justice Waite.

The Northern Pacific Railroad Company vs. Pfl. in Error Johnston Wilson

In Error to the Circuit Court of the United States for the District of Minnesota.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Minnesota, and it appearing to the Court that this is the second term at which this case has been called for argument and that neither party is now prepared to argue the same, it is considered by the Court that this cause should be dismissed at the cost of the plaintiff in error, pursuant to the 19th rule of this Court. Whereupon, It is now here ordered and adjudged

by this Court that this cause be, and the same is hereby, dismissed with costs, and that this cause be, and the same is hereby, remanded to the said Circuit Court to be proceeded in according to law and justice.

per Mr. Chief Justice Waite.

16. Thomas William Clarke vs. John Johnson. Appellant. Appeal from the Circuit Court of the United States for the Eastern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of New York, and on the stipulation of counsel on file. It is now here ordered, adjudged and decreed by this Court that this appeal be, and the same is hereby, dismissed with costs.

per Mr. Chief Justice Waite.

Joseph F. Mersman
(17) vs. Appellant
Casper A. Werges
and Lucy W. Werges.

This cause was argued by Mr. C. N. Galeh, of counsel for the appellant, and by Mr. Talusha Parsons, of counsel for the appellee.

Tobias New
18. vs. Appellant
Frederick W. Lawrence

Appeal from the Circuit Court of the United States for the Eastern District of New York.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Eastern District of New York, and on the stipulation of counsel on file, It is now here ordered, adjudged and decreed by this Court that this appeal be, and the same is hereby dismissed, each party paying his own costs in this Court.

per Mr. Chief Justice Waite.

John C. Nix
vs Appellant
Thomas Allen.

The death of Thomas Allen, the appellee in this cause, having been heretofore suggested and an order of publication granted. It is, on motion of Mr. S. H. McGowan, of counsel, now here ordered by the Court that Ann R. Allen, Executrix, &c William R. Allen and George W. Allen, Executors of Thomas Allen, deceased, be & they are hereby, made the parties appellees in this cause.

John C. Nix
vs Appellant
Ann R. Allen, Executrix &c., et als.

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. A. H. Garland of counsel for the appellant, and by Mr. A. J. Britton, Mr. S. H. McGowan and Mr. A. C. Browne, of counsel for the appellees.

Reading Entries of Trial Continued

Simeon W. Middleton
vs.
The Inhabitants of the Township of Millinocket

The argument of this cause was commenced by Mr. Farrar. Brewster for. of counsel for the plaintiff in error.

Proclamation being made the Court is adjourned until tomorrow at ten o'clock.

Pursuant to adjournment the Court
met today at the Court House

Present

The Honorable Perrose H. Mann Chief Justice
Samuel Hall
Stephen Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray
Samuel Blatchford

John K. Hoolay, Esquire, Marshal
James H. McKenney, Clerk

Proclamation being made the Court is
opened.

On motion first made to the Court on
this behalf by Mr Solicitor General Phillips it is ordered that Ramsey Brownell
Esquire, of New York City, be admitted
to practice as an attorney and counsellor of this Court, and he was duly so
admitted.

On motion first made to the Court on this behalf by Mr. L. Curtis it is ordered that W. B. Sanders, Esquire, of Cleveland, State of Ohio, be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. Wager Swayne it is ordered that Winslow S. Pierce, Junior, Esquire, of New York City, be admitted to practice as an Attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court on this behalf by Mr. John C. Chipman it is ordered that Orlando W. Powers, Esquire, of Kalamazoo, State of Michigan, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. E. S. Terry, it is ordered that Robert Boyd, Esquire, of Watseka, State of Illinois, be admitted to

Monday October 31st 1904 Continued.

Counsel on both sides agreed that the case should stand over until Friday.

On motion for leave to file Amended Bill filed by the Plaintiff it is ordered that George F. Davis be made a party defendant to this cause, and that the Solicitor for the Complainant have leave to file an Amended Bill of Complaint making said George F. Davis a party defendant to this cause.

Counsel for Complainant and Solicitor for Defendant George F. Davis. On consideration of the motion to advance the cause for argument to docket No. 26. It is ordered by the Court that said motion be, and the same is hereby granted and the cause is advanced for argument and set after the cases heretofore assigned for argument on November 17th

per the Court Justice Wells.

	The United States	On consideration
118.	vs. Appellant	of the motion to
	James M. Smith	advance these
	and	cases, It is or
	The United States	dered by the
1000.	vs. Appellant	Court that said
	William H. Emory	motion be, and
		the same is here.

by, granted, and the cases are assigned for argument next after No 958.

per Mr. Chief Justice Waite

	The Union Pacific	On consideration of
	Railway Co.	the motion to allow
11.	vs. Plff. in Error	an oral argument in
	Abram Myers	these cases (which have
	The Union Pacific	been heretofore ad-
	Railway Co.	vanced pursuant to
1161.	vs. Plff. in Error	the 32d rule.) It is or-
	The City of Kansas	dered by the Court
	and	that said motion be,
	The Union Pacific	and the same is
	Railroad Co.	hereby granted and
810.	vs. Plff. in Error	the cases are assign-
	Lucia Smith.	ed for argument

[illegible] Term 1879 [illegible]

[illegible] Commencement
[illegible] tion of the mo-
[illegible] tion to advance
[illegible] this cause, pur-
[illegible] suant to the
3d rule. It is ordered by the Court that
[illegible] be, and the same is here-
by granted.

per Mr. Chief Justice Waite.

Charles E. Hess
vs. Pff. in Error
Wm Reynolds, Claim't &c.

On consideration
of the motion to
advance this cause
pursuant to the
2d rule. It is ordered by the Court that
said motion be, and the same is hereby,
granted.

per Mr. Chief Justice Waite.

Edward Reilly
vs. Pff. in Error
Louis Fechendorf et al.

On consideration
of the motion to
advance this cause
pursuant to the
3d rule. It is considered by the Court that
said motion be, and the same is hereby,

granted, and the case is assigned for argument at the foot of the calls on the 29th instant.

Hon. Mr. Chief Justice Waite.

Calvin Amory Stevens et al. Appellants
42. vs.
The Memphis & Charleston R.R. Co.

Same — Appellants
112 to 118 inclusive & No. 165. vs.
Various Railroad Companies

On consideration of the motion to fix the time to be allowed counsel for the argument of these cases, it is ordered by the Court that these cases be argued as one case and that nine hours be allowed each side for the argument. Three counsel will be heard for the appellants, and they may divide their time between them as they see fit. In accordance with the understanding between the counsel for the appellees, their time will be divided as follows: to Mr. Southmayd, three hours, to Mr. Campbell, two hours and a half, to Mr. Barker, one hour and a half, to Mr. Murray, one hour, and to Mr.

Monday October 2nd 1882 Continued

	Parsons Executrix &c	In Ch. D. Petition
651	vs. Appellant	of Parsons for the
	Wm Gibby & Wife	appointment of
		new Trustees
		&c Discussion

tion of the Court [illegible] of costs of

of petitioner out of the estate

	Appeal Gibby	Mr Cozens
1115	vs. Appellant	Marquis of
	James H. Wanamaker	Ormonde for the
	& Wife Gibby	Appellant prays
1116	vs. Appellant	reversal of decree
	William R. Marrow	& Dismissal
	and	Injunction &c
	Appeal Gibby	motion to dismiss
1117	vs. Appellant	appeal for
	William R. Marrow	want of
		prosecution

and to Dismiss

	Ex parte In the matter	On certificate
	of Leon Herz	of Assistant
712	Petitioner	Examiner Solicitor
		for Petitioner

Monday, October 20th 1890 continued

number 1042 the case is assigned for argument at the foot of the call on the 27th instant.

Mr. Chief Justice Fuller.

Calvin Amory Stevens et al. Appellants
vs.
The Memphis & Charleston R.R. Co.

1042.

and

Same. Appellants
vs.
Various Railroad Companies

1043 to 1055 inclusive & No. 165.

On motion of the motion to fix the time to be allowed counsel for the argument of these cases, it is ordered by the Court that these cases be argued as one case and that nine hours be allowed each side for the argument. Three counsel will be heard for the appellants, and they may divide their time between them as they see fit. In accordance with the understanding between the counsel for the appellees, their time will be divided as follows: To Mr. Southmayd, three hours, to Mr. Campbell, two hours and a half, to Mr. Baxter, one hour and a half, to Mr. Ramsey, one hour, and to Mr

the Circuit Court of the United States for the District of California.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of California, and on the motion of Mr. Thomas H. Riordan, of counsel for the petitioner, It is now here ordered and adjudged by this Court that this cause be, and the same is hereby, stricken from the docket, with leave to counsel for petitioner to withdraw from the files of this Court the original transcript of record in the cause.

per Mr. Chief Justice Waite.

Frederick H. Hyde et al. vs. Charles E. Wiswall et al. Appellants

This cause was submitted to the consideration of the Court on the record and printed arguments by Mr. P. H. McGowan and Mr. W. T. Mitchell, of counsel for the appellees, and by Mr. John Atkinson and Mr. John F. Dillon, of

Hearing Cause 20th June 1850 Interlocutory

Edmund [illegible]
1137 vs. Lady [illegible]
for Perpetuation of Testimony

Reserved Merits. Mr. [illegible]
for Merits. Mr. [illegible]
for Merits. Thomas Evans
and Mrs. Louisa Evans
1139 vs. Appellants.
Brooke Marshall & Robert
Christy and wife Petitioners
Christy.

Order, viz:
"In the Exchequer Court of the Eastern Townships
sitting in Chancery Term.

Edmund Maurice Benjamin Marshall.
Jun Easton Marshall Thomas Evans
Mrs. Louisa Evans. Complainants
vs. Equity Cause
Brooke Marshall & Robert Christy & wife 22.

I hereby certify that a final decree in the above entitled cause was entered in said Court on the 28th of June, 1884; that an appeal by complainants to the Supreme Court of the United States was taken and allowed in open Court on the same day, and that no further action has been taken in said cause, as appears from the records of said Supreme Court of the District of Columbia.

Test: R. S. Meigs, Clerk

(Seal) By R. S. Meigs, Jr. Asst. C.

And having stated that the appellants had altogether failed to file the record of said cause in this Court or in any way to prosecute said appeal, moved the Court in pursuance of the 9th rule, to have this appeal docketed and dismissed. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that this appeal from the Supreme Court of the District of Columbia be, and the same is hereby, docketed and dismissed with costs; And that this cause be and the same is hereby remanded to the

said Supreme Court to be forwarded
according to law and practice
for the final determination.

Amanda A Gladney et al. vs. Henry Barnard & Wm. Co. Appellants
Error to Supreme Court Washington Ter.
No 302

Mr. Thomas J. Brady for the appellants

On this motion, leave to file petition for writ of error was granted. It is ordered by the Court that Judson C. Clarke, Esq. be and he is hereby appointed trustee of Amanda A. Gladney, deceased, and that he is hereby made a party to this suit in place of the appellant in this cause.

The Quick Repeating Manufacturing Company vs. Jeff. M. Evans & Vincent L. Walsh
No 1140

Mr. Thomas Kinney for the appellant in error, leave

Filed an opinion together with a brief of the writ of error and citation in the

cause, and having stated that the plaintiff in error had altogether failed to file the record of said cause in this Court or in any way to prosecute said writ of error, moved the Court, in pursuance of the 6th rule, to have this writ of error docketed and dismissed. On consideration whereof, it is now here ordered and adjudged by this Court that the writ of error in this cause to the Circuit Court of the United States for the District of Minnesota be, and the same is hereby, docketed and dismissed with costs: And that this cause be, and the same is hereby, remanded to the said Circuit Court to be proceeded in according to law and justice.

per Mr. Chief-Justice Waite.

The Union Pacific Railway Co. vs. Plff. in Error
Frank Harwood.

On motion of Mr. W. Hallett Phillips, of counsel for the defendant in error.

Ordered that this cause be, and the same is hereby, advanced

and argument for argument until close
of the

Sohn Stephen
961. vs. Pff. in Error
Edward T. Bouton
and
The Des Moines Navigation
& Railroad Company
962. vs. Pff. in Error
Edward T. Bouton

The motions
to dismiss or
affirm or
these writs
were submitted
but to be heard on
the arguments of
the Counsel on
printed arguments by Mr. Sohn Stephen
in support of the same and by Mr. C. C.
Cotch, in opposition thereto.

Sohn Stephen
961. vs. Pff. in Error
Edward T. Bouton
and
The Des Moines Navigation
& Railroad Company
963. vs. Pff. in Error
The Union Savings Bank

The motions
to dismiss or
these writs
were submitted
but to be heard on
the arguments of
the Counsel on
printed argu-
ments by Mr
George Gorham in support of the same and by

George W. Middleton
21. vs. Pff. in Error
The Inhabitants of the
Township of Mullicaw.

The argument of this cause was continued by Mr. Peter L. Voorhees, of

counsel for the defendants in error, and concluded by Mr. F. Carroll Brewster, of counsel for the plaintiff in error.

Lane County, Missouri,
vs. Pff. in Error
John Brown
[illegible]

In Error to the Circuit Court of the United States for the

Western District of Missouri.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Western District of Missouri and it appearing to the Court that the parties have failed to comply with the provisions of Section 2, rule 10, of this Court in regard to printing the transcript of the record. It is now here ordered and adjudged by this Court that the writ of error in this cause

Monday October 26th 1891 Continued

In court for the trial of causes at issue
and set.

For the Chief Justice Mills.

C. A. Tucker et ux. } Case on appeal
vs. } submitted to
Chas. Hosier, writer } consideration of
et al. } the Court on the
record upon
formal arguments to be filed within
the time prescribed by the 20th rule.

The Connecticut Mutual }
Life Insurance Company } Case on appeal
vs. } on Exp. H.
The Union Trust Company } C. J. Jones
of New York, Trustee, etc. } is counsel
for the
plaintiff in error and by Mr. W. H.
Peckham of counsel for the defendant in
error.

The United States		The argument
38. vs.	Eff. in Error	was opened by Mr.
D. F. Sanders et al.		Assistant Attorney
		General Mawry.

on a motion for the plaintiff in error, and submitted on a printed argument by Mr. S. F. F. Stevens, of counsel for the defendants in error.

W. W. Carney, Admr. &c.		The argument
39 vs.	Eff. in Error	of this cause
S. L. H. Barlow and		was commenced
Chas. Kay.		by Mr. J. H.
		Adams, of

counsel for the plaintiff in error, and concluded by Mr. S. Burke, of counsel for the defendants in error.

Proclamation being made the Court is adjourned until tomorrow at twelve o'clock.

Tuesday, October 21st 1884.

Pursuant to adjournment the Court met today at the Capitol.

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley, Justice
John M. Harlan Justice
William B. Woods
Horace Gray, Jr.
Samuel Blatchford

John F. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. Assistant Attorney General Maury it is ordered that Rowland Cox, Esquire, of New York City be admitted to practice as an attorney and counsellor of this Court, and he was sworn accordingly.

On motion first made to the Court in this behalf by Mr. P. Hamilton it is ordered that Luke V. Wright, Esquire, of Memphis, State of Tennessee, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

Edward M. Stickney, William M. Stickney, 2nd George Stickney & Carrie Stickney, infants
vs.
Jennie K. Stickney

Appellants

Mr. John Selden, of counsel for the appellee, having filed in open Court the

151.

following certificate, to wit:

"Clerk's Office, Supreme Court of the District of Columbia, Oct. 20, 1884.

Jennie K. Stickney
Complainant
vs
Edward M. Stickney, William M. Stickney, 2nd George Stickney and Carrie Stickney, infants.

808 1/4 Equity Doc. 22.

Tuesday October 21st 1856 Continued

On motion first made to the Court in this behalf by Mr. P. Hamilton it is ordered that Luke U. Wright, Esquire, of Memphis, State of Tennessee, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

151. Edward M. Stickney, William M. Stickney, 2nd George Stickney & Carrie Stickney, infants vs. Appellants
Jeannie K. Stickney

Mr. John Selden, of counsel for the appellee, having filed in open Court the following certificate, to wit:

"Clerk's Office, Supreme Court of the District of Columbia, Oct. 20. 1884.

Jeannie K. Stickney
Complainant
vs
Edward M. Stickney, William M. Stickney, 2nd George Stickney and Carrie Stickney, infants.

8087 Equity Doc. 22.

Thursday, October 21st 1852, continued

Ordered to notify that an Appeal
filed came on Record at this day of the 7th
day of April 1852 as hereinbefore more
fully set, and that on the 2nd day
of April 1852 the Defendants Counsel
and were allowed Sixty days from the
rendition hereof in the Supreme Court of the United States
Within and from Court.

Ord. Ent. Ry. Ct. Rec. Book No.

Ordered by the Court that the Marshall
and Deputy Clerk Mr. Washington
have allowed to file the record in
said cause in this Court, on or before
the second day of next session of the
Court in pursuance of the 7th rule to
have the original exhibits and documents
in consideration whereof. It is now here
ordered adjudged and decreed by this
Court that the appeal from the Supreme
Court of the District of Columbia be and
the same is hereby dismissed with costs
at with costs. And that this cause be
the same is hereby remanded to the said
Supreme Court to be proceeded in accord-
ing to law and justice.

	The Davenport National Bank		Mr. W. L. Pierce jr., filed and submitted to the consideration of the Court a motion to ad-
897.	vs.	Plff. in Error	
	The Board of Equalization of the City of Davenport Scott Co. et al.		

vance this cause.

	R. P. Ranney, Adm'r. etc.		The argument of this cause was continued by Mr. S.
29.	vs.	Plff. in Error	
	S. L. M. Barlow & Chas. Day		

Burke, of counsel for the defendants in error, and concluded by Mr. R. P. Ranney, of counsel for the plaintiff in error.

	Peter C. A. M. Van Weel		Ordered by the Court that this cause be, and the
30.	vs.	Appellant	
	Frederick H. Winston et al.		

same is hereby, continued until the next term, per stipulation of counsel.

Sunday October 2nd continued

Lieutenant Governor
32. His Excellency
William Hill

The ceremonial
Visit was
commenced by
the Lt. Gov.
calling, accompanied by
Col. and Lieut. Hyde Hughes
of escort for the occasion in state.

Proclamation being read the Council
adjourned until tomorrow at Eleven
o'clock.

Wednesday, October 22d 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley
John M. Harlan Associate
William B. Woods Justices
Stanley Matthews
Horace Gray and
Samuel Blatchford

John G. Nicolay, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

On motion first made to the Court in this behalf by Mr. W. Penn Clarke it is ordered that L. R. Beckley, Esquire, of West Troy, State of New York, be admitted to practice as an attorney and counsellor of this Court and he was sworn accordingly.

A. J. Caton Geo. L. Hanson & Nathan W. A. B. Caton vs. John W. Willard and Rufus L. Copper.

No. 1. Writ of certiorari for the transcript of the record from the Circuit Court of the United States for the Western District of Tennessee.

John W. Willard and Rufus L. Copper Plaintiffs vs. A. J. Caton Geo. L. Hanson and Nathan W. A. B. Caton defendants

No. 2. Certificate of the Clerk of the Circuit Court of the United States for the Western District of Tennessee

I, Fell W. Thomas Clerk of the Circuit Court of the United States for the Western Division of the Western District of Tennessee, do hereby certify that the suit of John W. Willard and Rufus L. Copper vs. A. J. & A. Caton, Geo. L. Hanson and A. B. Caton was, on the 15th day of March A.D. 1886 docketed and regularly tried in said Circuit Court of the United States for the Western Division of the Western

District of Georgia - that said cause came on the said 15th day of March A. D. 1884 regularly tried by said Court and final judgment in due form rendered on said day in favor of said plaintiffs for the sum of $ 11.966 25/100 against said defendants and that said defendants on the 12th day of April, (A.D. 1884, in due form sued out a writ of error from the Supreme Court of the United States - which said writ of error was allowed by the Court - defendants having given bond in accordance with the Statutes in such case made and provided - and said writ of error having been on said day in all respects perfected.

Witness Hon. Morrison R. Waite,
(Seal) Chief Justice of the Supreme Court of the United States, and the seal of said Circuit Court this 18th day of October A.D. 1884, and the 109th year of American Independence.

Bell W. Etheridge,
Clerk of said Court,
per W. B. Waisinger, D.C."

Wednesday October 25th 1820 continued

and Henry Clarke that he forthwith re-
cover said recognizance pursuant to the
act of Congress in this behalf made
and provided and that the said Court
do forthwith issue a writ of venire
facias to the Sheriff of the County of
Clarke to summon twenty four good
and lawful Freeholders of the County
aforesaid to appear before this Court on
the first day of the next term thereof
to be held at the Town of Winchester
in the County aforesaid to serve as Jurors
upon the trial of the issue joined between
the parties aforesaid, and that the
Marshal of the District of Virginia do
have then and there the body of the
said William Graham by the Sheriff
of Clarke aforesaid to be then and there
in the custody of the Marshal aforesaid
to answer the said Commonwealth
of and upon the premises aforesaid
and that the said Sheriff of Clarke
aforesaid do then and there return
the names of the Jurors by him
summoned as aforesaid, and that
the said Henry Clarke do then and
there prosecute his said recognizance
with effect, and that the said Court
do then adjourn to the Town of
Winchester aforesaid.

On motion of the Attorney for the United States it is ordered that a writ of Venire facias issue to the Sheriff of Clarke County to summon twenty four good and lawful freeholders of the County aforesaid to appear before this Court on the first day of the next term thereof to be held at the Town of Winchester in the County aforesaid to serve as Jurors upon the trial of the issue joined between the parties aforesaid, and that the Marshal of the District of Virginia do have then and there the body of the said William Graham by the Sheriff of Clarke aforesaid to be then and there in the custody of the Marshal aforesaid to answer the said Commonwealth of and upon the premises aforesaid and that the said Sheriff of Clarke aforesaid do then and there return the names of the Jurors by him summoned as aforesaid, and that the said Henry Clarke do then and there prosecute his said recognizance with effect, and that the said Court do then adjourn to the Town of Winchester aforesaid.

1814. On motion of the Attorney for the United States it is ordered that a writ of Venire facias issue to the Sheriff of Clarke County to summon twenty four good and lawful freeholders of the County aforesaid to appear before this Court on the first day of the next term thereof to be held at the Town of Winchester in the County aforesaid to serve as Jurors upon the trial of the issue joined between the parties aforesaid, and that the Marshal of the District of Virginia do have then and there the body of the said William Graham by the Sheriff of Clarke aforesaid to be then and there in the custody of the Marshal aforesaid to answer the said Commonwealth of and upon the premises aforesaid and that the said Sheriff of Clarke aforesaid do then and there return the names of the Jurors by him summoned as aforesaid, and that the said Henry Clarke do then and there prosecute his said recognizance with effect, and that the said Court do then adjourn to the Town of Winchester aforesaid.

withdraw the appearance of Mr. Samuel Shortridge as counsel for the Plaintiff. And on motion of Mr. Wright, It is ordered that this case be, and the same is hereby, advanced and assigned for argument with Nos. 42 to 55 inclusive and No. 165.

Moreland County vs. Plff. in Error William Hill

55. The argument of this cause was continued by Mr. E. J. Hughes, of counsel for the defendant in error, and concluded by Mr. N. A. Cunningham, of counsel for the plaintiff in error.

J. A. Tuah, surviving Trustee etc.

56. vs. Appellant

The Fairmount Gold & Silver Mining Co. et al.

This cause was argued by Mr. John W. Ross, of counsel for the appellant, and by Mr. J. H. McGowan, of counsel for the appellees.

Wednesday, October 27th, 1886.

The Court is informed that
of Common Council of the
37. vs. Upper Intervale,
& Executors Contract &

Court on the behalf of Plaintiff
agents of Mr. H. W. Chamberlain
for the Municipality in which by Mr.
H. C. Hopkins, of counsel for the Defendant
and on oath.

Adams Cornelius
38. vs. Upper Intervale
The Executors & Trustees
River R.R. Co., & al.

Mr. H. C.
H. Kenrick, of counsel for the Plaintiff
sworn.

Proclamation [illegible] is adjourned until Tomorrow at ten
o'clock.

Thursday, October 23rd 1884

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley Associate
John M. Harlan Justices
William B. Woods
Horace Gray Esq
Samuel Blatchford

John G. Nicolay, Esquire, Marshal.
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

38. Adams County vs. Plff. in Error The Burlington & Missouri River Railroad Co. et al.

The argument of this cause was continued by Mr. George G. Wright, of counsel for the plaintiff in error, and concluded by Mr. T. M. Stuart, of counsel for the defendants in error.

Thursday October 23d 1884, continue

39.	John A. Norbeck vs. Edward B. Hill	Appellant	This cause was argued by Mr. Walter D. Daniel of counsel for the appellant. No counsel appearing for the appellee.
40.	The Cooper Manufacturing Company of Mt. Vernon, Ohio vs. J. W. Ferguson et al.	Plff. in Error	This cause was argued by Mr. Walter S. Smith, of counsel for the plaintiff in error. No counsel appearing for the defendants in error.
41.	The United States vs. Juan M. Sanchez et al.	Appellant	Appeal from the Circuit Court of the United States for the District of California.

This cause came on to be heard on the Transcript of the record from the Circuit Court of the United States for the District of California, and it appearing to the

Court that this is the second term at which this cause has been called for argument and that neither party is now prepared to argue the same, it is considered by the Court that this cause should be dismissed, pursuant to the 16th rule of this Court. Whereupon, It is now here ordered, adjudged and decreed by this Court that this cause be, and the same is hereby, dismissed; And that this cause be, and the same is hereby, remanded to the said Circuit Court to be proceeded in according to law and justice.

per Mr. Chief Justice Waite.

Calvin Amory Stevens et al		The argument
42. vs.	Appellants	of these cases
The Memphis & Charleston		was commenced by Mr.
Railroad Company et al.	and	George Hoadley, of counsel
Same.	Appellants	for the appellants.
43 to 82 inclusive & Nos 164 & 165.	vs.	
Various Railroad Companies		

Proclamation being made the Court is adjourned

Friday, October 24th 1862.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Hamilton Ward Chief Justice

Samuel F. Miller

Nathan Y. Reed

Joseph P. Bradley Assoc. Justices

John A. Harlan Justice

William B. Woods

Horace Gray "

Samuel Blatchford

John K. Rooney Esquire Marshal

Samuel A. Wells Deputy Clerk.

Proclamation being made the Court i opened.

On motion of Mr Evarts it is ordered that Charles H. Hill and Eugene, of New York City, be admitted to practice as Attorneys and Counsellors of this Court and to sign Jurors accordingly.

The Board of Commissioners of Yolo County et al. vs. Plffs. in Error The United States ex rel. C. F. Houston

This cause was submitted to the consideration of the Court on the record and printed arguments, pursuant to the 20th rule, by Mr. B. W. Perkins, of counsel for the plaintiffs in error, and by Mr. S. G. Brown, of counsel for the defendant in error.

The County of San Bernadino vs. Plff. in Error The Southern Pacific R. R. Co.

The motion to dismiss in this case was submitted to the consideration of the Court on the record and printed arguments by Mr. N. S. Brown, in support of the same, and by Mr. J. D. Riordan, in opposition thereto.

Saturday October 26th 1850 Continued

Charles H. Tenney
Samuel D. Parsons
et al
Daniel Webster

In Chancery
Complaint &
Petition for Writ
of Injunction
&c

Certified copy of the final decree of the Circuit Court of the United States for the Northern District of Illinois in the above entitled cause, which decree was in favor of the complainants and against the defendant, and ordered that the defendant pay to the complainants the sum of $ [illegible] dollars and [illegible] cents, and the costs of this suit, and dismissed the bill of complaint as to the defendant Daniel Webster. Also certified copy of the writ of error issued by the Supreme Court of the United States in the above entitled cause, returnable to the December Term A.D. 1850 of the Supreme Court of the United States, and the citation issued in said cause, returnable to the December Term A.D. 1850 of the Supreme Court of the United States.

Filed.

Calvin Armory Stevens et al. vs. The Memphis & Charleston Railroad Company et al. and Same vs. Same

Appellants

The argument of these cases was continued by Mr. George Hoadly of counsel for the appellants, and by Mr. Charles C. Southmayd, of counsel for the appellees.

54. Calvin Armory Stevens et al. vs. The Cincinnati, Cumberland Gap & Charleston R.R. Co. et al. and Calvin Armory Stevens et al. vs. 55. The East Tennessee, Virginia & Georgia R.R. Co.

Appellants

Mr. Chas. C. Southmayd, of counsel for the appellees, filed and submitted to the consideration of the Court a motion to dismiss in these cases.

Friday October 2nd 1868 continued.

Cotton Envy Association } No. 11. 2.
vs. } Affidavits Court re-
The Knoxville Tenth Leg. } manded to
C.C. Ten. et als. } the afternoon
} first and
submitted to the consideration of the
Court a motion to dismiss in this
cause.

Proclamation being made, the Court is
adjourned until Monday next at
twelve oclock.

Monday, October 27th 1884.

Pursuant to adjournment the Court met today at the Capitol.

Present

The Honorable Morrison R. Waite, Chief Justice
Samuel F. Miller
Stephen J. Field
Joseph P. Bradley Associate
John M. Harlan Justices
William B. Woods
Stanley Matthews
Samuel Blatchford

John F. Nicolay, Esquire, Marshal
James H. McKenney, Clerk.

Proclamation being made the Court is opened.

The United States
vs. Appellant
Charles Morton

Appeal from the Court of Claims

This cause came on to be heard on the transcript of the record from the Court of Claims and was argued by counsel. On consideration whereof, It is now

Monday October 27th 1884

This cause was argued by Counsel and submitted by the Court that the judgment of the said Court of Claims in this cause be, and the same is hereby, affirmed.

Per Mr. Justice Blatchford.

Selina F. Woodworth
vs.
Johnson Elmore et al.
Executors &c. of the
Illinois Central Railroad Company etal.

Appeal from the Circuit Court of the United States for the Northern District of Illinois.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the Northern District of Illinois and was argued by counsel. On consideration whereof it is now here ordered adjudged and decreed by this Court that the decree of the said Circuit Court in this cause be and the same is hereby, affirmed with costs.

Per Mr. Justice Gray.

Nathaniel Wilson, Admin-		In Error to
istrator ver. of Horatio Ames,		the Supreme
deceased,		Court of the
11 vs.	Plff. in Error	District of
Josephine G. Fritch, Admin-		Columbia.
istratrix of Clifford Fritch,		
deceased.		

This cause came on to be heard on the transcript of the record from the Supreme Court of the District of Columbia, and was argued by counsel. On consideration whereof, It is now here ordered and adjudged by this Court that the judgment of the said Supreme Court in this cause be, and the same is hereby, affirmed with costs.

per Mr. Justice Woods.

The New Orleans, Mobile		In Error to
& Texas Railroad Company		the Circuit
509. vs.	Plff. in Error	Court of the
The State of Mississippi ex		United States
rel: The District Attorney.		for the South-
		ern District
of Mississippi.		

January Session 1st 1855 continued.

This cause came on to be heard on the
Transcript of the record from the District
Court of the United States for the District
District of Colorado and was argued by
counsel. On consideration whereof, it is
now here ordered and decreed by this
Court that the judgment of the said
Circuit Court in this cause be and the
same is hereby affirmed with costs.

Per Mr. Justice Curtis

Edward H. Rootes Junr. and Robert E. Lee
vs.
The United States.

Appeal from the District Court of the United States for the District of Colorado.

This cause came on to be heard on the
Transcript of the record from the District
Court of the United States for the District
of Colorado, and was argued by counsel.
On consideration whereof, it is now
here ordered, adjudged and decreed by
this Court that the decree of the said

Circuit Court in this cause be and the same is hereby, affirmed.

Per Mr. Justice Field.

Harold M. Hobart, Junior, vs. The United States. } Appeal from the Circuit Court of the United States for the District of Colorado.

This cause came on to be heard on the transcript of the record from the Circuit Court of the United States for the District of Colorado, and was argued by counsel. On consideration whereof, it is now here ordered, adjudged and decreed by this Court that the decree of the said Circuit Court in this cause &c. and the same is hereby, affirmed.

Per Mr. Justice Field.

Hearing Petition for writ continued

Record Electronic Sound
Recording Co. Petitioner
vs.
Muzak Corp. Respondent

On Petition for Writ of Certiorari to the United States Court of Appeals for the Second Circuit.

No. 828. Decided May 3, 1943.

Per Curiam.

The petition for writ of certiorari is granted. The case is transferred to the docket of this Court and assigned for argument.

Record Electronic Sound
Recording Co. Petitioner
vs.
Muzak Corp. Respondent

On motion to dismiss writ of certiorari or affirm judgment of the United States Circuit Court of Appeals for the Second Circuit.

No. 828. Decided May 3, 1943.

Per Curiam.

On consideration of the motion to dismiss the writ of certiorari or affirm the judgment of

counsel thereupon had, as well in support of as against the same. It is ordered by the Court that said motion be, and the same is hereby, denied.

Per Mr. Chief Justice Waite.

John Foster, County Attorney et al. vs. Plff. in Error
105 & The State of Kansas ex rel: W.A. Johnston, Attorney General.

On consideration of the rule to show cause, issued in this case and of the argument of counsel thereupon had, It is ordered by the Court that said rule be, and the same is hereby, discharged.

Per Mr. Chief Justice Waite.

Samuel A. Walling
137 vs. Plff. in Error
The People of the State of Michigan.

On consideration of the motion to advance this cause. It is ordered by the Court that said motion be, and the same is hereby, granted, and the case is assigned for argument at the foot of the call for the first

or other order on the coming in of the mandate.

Per Mr. Chief Justice Waite.

960. John Stryker, Plff. in Error
vs. Edward K. Goodnow.

961. John Stryker, Plff. in Error
vs. Edward K. Goodnow

962. C. C. Litchfield, Admr. &c., Plff. in Error
vs. Edward K. Goodnow

963. The Des Moines Nav. & R.R. Co., Plff. in Error
vs. Edward K. Goodnow.

On consideration of the motions to dismiss or affirm in Nos. 960 and 962 and the motions to dismiss in Nos 961 and 963, and of the argument of counsel thereupon had, as well in support of as against the same, It is ordered by the Court that the motions to affirm be, and the same are hereby, denied, and that the motions to dismiss be, and the same are hereby, postponed for consideration with the cases on their merits.

Per Mr. Chief Justice Waite.

A. C. & A. B. Treadwell and J. C. Terry vs. George B. Peters and J. E. Wood. 1175. Appellants

Mr. William A. Maury, of counsel for the appellees, having filed in open Court the following certificate, to wit:

"District Court of the United States for the Eastern District of Arkansas.

I, Samuel S. Clark, Clerk of the District Court of the United States for the Eastern District of Arkansas, do hereby certify that in a certain cause pending in said Court wherein A. C. & A. B. Treadwell and J. C. Terry were complainants and George B. Peters and J. E. Wood were defendants, a final decree was rendered by said District Court on the 11th day of October A.D. 1881, in favor of said defendants and against said complainants. And that on the 11th day of October A.D. 1881 said complainants prayed an appeal to the Supreme Court of the United States which was duly allowed.

In testimony whereof I

hereunto subscribe my name
(Seal) and affix the seal of said Dis-
trict Court at Helena this 23d
day of October, A.D. 1884.
Samuel J. Clark,
Clerk."

and having stated that the appellants had altogether failed to file the record of said cause in this Court or in any way to prosecute said appeal, moved the Court in pursuance of the 9th rule, to have said appeal docketed and dismissed. On consideration whereof, It is now here ordered, adjudged and decreed by this Court that this appeal from the District Court of the United States for the Eastern District of Arkansas be, and the same is hereby, docketed and dismissed with costs; And that this cause be, and the same is hereby, remanded to the said District Court to be proceeded in according to law and justice.

per Mr. Chief Justice Waite.

654.	The Bradstreet Company vs. Forrester N. Higgins.	Pff. in Error	The motion to dismiss or affirm in this

cause was submitted to the consideration of the Court on the record and printed arguments by Mr. W. Hallett Phillips, in support of the same, and by Mr. H. W. Garnett, in opposition thereto.

1084 of O.S. 1883.	Joseph F. Lynch et als. vs. C. K. Bailey et als.	Plffs. in Error	Mr. W. G. Johnston, of counsel for the plaintiffs in error in these cases, by
1086 of O.S. 1883	and John O. Tupper et als. vs. Tully R. Wise.	Plffs. in Error	leave of Court filed and submitted to the

consideration of the Court motions for leave to file petitions to rescind the judgments entered in these cases, to recall the mandates issued, and to restore the cases to the docket for hearing on their merits.

1085. Alfred Richards vs. Brooke Mackall Jr. Appellant. The motion for a writ of certiorari in this cause was submitted to the consideration of the Court on printed arguments by Mr. W. Willoughby, in support of the same, and by Mr. W. B. Webb, in opposition thereto.

Ex parte: In the matter of Isaac R. Barksdale, Treasurer, Morton Marye, Auditor of Public Accounts and Frank G. Ruffin, Second Auditor, and as such ex officio The Board of Commissioners of the Sinking Fund of the State of Virginia. Petitioners. Mr. F. S. Blair, of counsel for the petitioners, submitted to the consideration of the Court a motion for leave to file a petition for a writ of mandamus.